UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK AWILDA GOMEZ,

## Plaintiff,

-against-

07 CIV 9296

VILLAGE OF SLEEPY HOLLOW, DETECTIVE JOSE QUINOY IN HIS INDIVIDUAL AND OFFICIAL CAPACITY, POLICE OFFICER ELDRYK EBEL IN HIS INDIVIDUAL AND OFFICIAL CAPACITY, POLICE OFFICER BURNEY OF THE VARIABLE OF THE STREET OF T INDIVIDUAL AND OFFICIAL CAPACITY, POLICE OFFICER HIKE GASKER IN HIS INDIVIDUAL AND OFFICIAL CAPACITY, LIEUTENANT BARRY CAMEBELL IN HIS INDIVIDUAL AND OFFICIAL CAPACITY, LIEUTENANT GABRIEL HAYES IN HIS INDIVIDUAL AND OFFICIAL CAPACITY, SERGEANT WOOD IN HIS INDIVIDUAL AND OFFICIAL CAPACITY, CHIEF OF POLICE JIMMY WARREN IN HIS INDIVIDUAL AND OFFICIAL CAPACITY, AND POLICE OFFICERS JOHN DOES 1-4 DOES 1-4,

## Defendants.

HELD AT:

Joseph A. Maria, P.C. 301 Old Tarrytown Road White Plains, New York 10603 February 26, 2008 10:25 a.m.

Examination before Trial of the Plaintiff, AWILDA GOMEZ, pursuant to Court Order, held at the above time and place before a Notary Public of the State of New York.

> J & L REPORTING SERVICE of Westchester, Inc. 200 East Post Road White Plains, New York 10601 (914) 682-1888 Lisa Dobbo, Reporter

IT IS HEREBY STIPULATED AND AGREED, by and between the attorneys for the respective parties herein, that the sealing and filing of the within deposition be waived; that such deposition may be signed and sworn to before any officer authorized to administer an oath, with the same force and effect as if signed and sworn to before the officer before whom said deposition is taken.

IT IS FURTHER STIPULATED AND AGREED, that all objections, except as to form, are reserved to the time of trial.

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## APPEARANCES:

JOSEPH A. MARIA, P.C. Attorney for the Plaintiff Office & Post Office Address 301 Old Tarrytown Road White Plains, New York 10603 BY: FRANCES DAPICE MARINELLI, ESQUIRE

MIRANDA, SOKOLOFF, SAMBURSKY, SLONE, VERVENIOTIS, LLP Attorneys for the Defendants Office & Post Office Address The Esposito Building 240 Mineola Boulevard Mineola, New York 11501 BRIAN S. SOKOLOFF, ESQUIRE

## A. GOMEZ

AWILDA GOMEZ, residing at 1 2 River Plaza, Apartment 4E.

4

Tarrytown, New York 10591,

having been duly sworn by

Notary Public. Lisa Dobbo 6 testified as follows:

EXAMINATION BY MR. SOKOLOFF: 8

Please state your full name for O

the record. 10

1

3

Awilda Gomez. Α.

Please state your address for ۵. 12

the record.

1 River Plaza, Apartment 4E, Α. 14

Tarrytown, New York 10591.

Good morning, Ms. Gomez. My 16

I'm with the law name is Brian Sokoloff.

firm Miranda, Sokoloff, Sambursky, Slone,

Verveniotis and we represent the defendants 19

in this lawsuit that you've brought.

I'm going to be asking you some 21

questions here today. If, at anytime, you

don't understand a question that I ask, will

you let me know?

Yes. Α.

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	5	<del>J</del> -J	7
1	A. GOMEZ	1	A. GOMEZ
2	Q. Similarly, if, at anytime, you	2	responsibility talking with the parents,
3	need to take a break, let me know and that	3	help parents when they need information and
	won't be a problem.	4	going to the reunion with the parents.
-	A. Yes.	5	Sometimes they need help in English and I
6	Q. Are you completely fluent in	6	translate; volunteer coordinator that I do,
7	English?	7	I collect donation for the family, food,
8	A. Sometimes I have a problem with	8	clothes, all type of donation for
9	understanding but I understand a lot. It	9	Thanksgiving, Christmas toys. That's my
10	depends. You use English very, you know,	10	sometimes I help in the room where assistant
11	professional and maybe I don't understand	11	teachers aren't there in the room. I stay
12	the word but I understand normally I	12	in the room with the kids, too. That's what
13	understand normal English.	13	I do.
14	Q. Would you feel more comfortable	14	Q. How long did you work there?
15	if I took your testimony with a Spanish	15	A. Nine years.
16	interpreter?	16	Q. Who was it that told you that
17	A. No, I think I do in English.	17	you were not going to work there anymore?
18	Q. If you don't understand a	18	A. Barbara Sommers. She's in
19	question	19	charge of the program, and Heather, she's my
20	A. I tell you.	20	supervisor at the time.
21	Q. Because you'll agree that	21	Q. Barbara Sommers?
22	anybody that will read this transcript can	22	A. Yes.
23	assume if you answer the question it meant	23	Q. S-O-M-E-R-S?
24	you understood it; right?	24	A. Yes.
25	A. I understand you, yes.	25	MS. MARINELLI: I think two
	6		8
1		1	A. GOMEZ
	6	1 2	A. GOMEZ M's.
1 2	A. GOMEZ		A. GOMEZ M's. A. Yes, two M's.
1	A. GOMEZ Q. Okay.	2	A. GOMEZ M's. A. Yes, two M's. Q. What's Heather's last name?
1 2 3	6 A. GOMEZ Q. Okay Are you currently employed?	2	A. GOMEZ M's. A. Yes, two M's.
1 2 3 4	6 A GOMEZ Q. Okay. Are you currently employed? A. I'm not working.	2 3 4	A. GOMEZ  M's. A. Yes, two M's. Q. What's Heather's last name? A. Batanor, B-A-T-A-N-O-R, I think.
1 2 3 4 5	A. GOMEZ  Q. Okay. Are you currently employed?  A. I'm not working.  Q. When is the last time you	2 3 4 5	A. GOMEZ  M's. A. Yes, two M's. Q. What's Heather's last name? A. Batanor, B-A-T-A-N-O-R, I think. Q. Heather was your supervisor?
1 2 3 4 5 6	A. GOMEZ Q. Okay. Are you currently employed? A. I'm not working. Q. When is the last time you worked?	2 3 4 5 6	A. GOMEZ  M's.  A. Yes, two M's.  Q. What's Heather's last name?  A. Batanor, B-A-T-A-N-O-R, I  think.  Q. Heather was your supervisor?  A. Yes.
1 2 3 4 5 6 7	A. GOMEZ Q. Okay. Are you currently employed? A. I'm not working. Q. When is the last time you worked? A. On February 27th, 2007. Q. What happened on that date that caused you to stop working?	2 3 4 5 6 7 8 9	A. GOMEZ  M's.  A. Yes, two M's.  Q. What's Heather's last name?  A. Batanor, B-A-T-A-N-O-R, I  think.  Q. Heather was your supervisor?  A. Yes.  Q. Barbara Sommers was what?
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1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	A. GOMEZ  Q. Okay. Are you currently employed? A. I'm not working. Q. When is the last time you worked? A. On February 27th, 2007. Q. What happened on that date that caused you to stop working? A. Well, that day is not the day it happened when they find in the newspaper that I involved in this situation. They read in the newspaper that I have a problem with the police department. That's when the problem coming and they terminate February 27th, put me out on my job, Family Service of Westchester. That's the organization that I work at the time. Q. What did you do for Family	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	M's. A. Yes, two M's. Q. What's Heather's last name? A. Batanor, B-A-T-A-N-O-R, I think. Q. Heather was your supervisor? A. Yes. Q. Barbara Sommers was what? A. She's in charge all the program, Head Start program. Q. So, how did you learn that you wouldn't be working there anymore? A. That day when the newspaper coming out, November 2nd, they made a meeting with me and they tell me they think this is not good for the position that you have for Family Service, is not good see me in the newspaper, the parents see me and
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1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	A. GOMEZ  Q. Okay. Are you currently employed? A. I'm not working. Q. When is the last time you worked? A. On February 27th, 2007. Q. What happened on that date that caused you to stop working? A. Well, that day is not the day it happened when they find in the newspaper that I involved in this situation. They read in the newspaper that I have a problem with the police department. That's when the problem coming and they terminate February 27th, put me out on my job, Family Service of Westchester. That's the organization that I work at the time. Q. What did you do for Family Service of Westchester?	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	M's.  A. Yes, two M's. Q. What's Heather's last name? A. Batanor, B-A-T-A-N-O-R, I think. Q. Heather was your supervisor? A. Yes. Q. Barbara Sommers was what? A. She's in charge all the program, Head Start program. Q. So, how did you learn that you wouldn't be working there anymore? A. That day when the newspaper coming out, November 2nd, they made a meeting with me and they tell me they think this is not good for the position that you have for Family Service, is not good see me in the newspaper, the parents see me and somebody asked me what happened, they tell me try to be don't say nothing about the situation that happened with the police
1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	A. GOMEZ  Q. Okay.  Are you currently employed?  A. I'm not working.  Q. When is the last time you  worked?  A. On February 27th, 2007.  Q. What happened on that date that  caused you to stop working?  A. Well, that day is not the day  it happened when they find in the newspaper  that I involved in this situation. They  read in the newspaper that I have a problem  with the police department. That's when the  problem coming and they terminate February  27th, put me out on my job, Family Service  of Westchester. That's the organization  that I work at the time.  Q. What did you do for Family  Service of Westchester?  A. Family advocate and volunteer  coordinator.  Q. What were your duties and	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	M's. A. Yes, two M's. Q. What's Heather's last name? A. Batanor, B-A-T-A-N-O-R, I think. Q. Heather was your supervisor? A. Yes. Q. Barbara Sommers was what? A. She's in charge all the program, Head Start program. Q. So, how did you learn that you wouldn't be working there anymore? A. That day when the newspaper coming out, November 2nd, they made a meeting with me and they tell me they think this is not good for the position that you have for Family Service, is not good see me in the newspaper, the parents see me and somebody asked me what happened, they tell me try to be don't say nothing about the situation that happened with the police department in Sleepy Hollow.
1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 22	A. GOMEZ  Q. Okay.  Are you currently employed?  A. I'm not working.  Q. When is the last time you  worked?  A. On February 27th, 2007.  Q. What happened on that date that  caused you to stop working?  A. Well, that day is not the day  it happened when they find in the newspaper  that I involved in this situation. They  read in the newspaper that I have a problem  with the police department. That's when the  problem coming and they terminate February  27th, put me out on my job, Family Service  of Westchester. That's the organization  that I work at the time.  Q. What did you do for Family  Service of Westchester?  A. Family advocate and volunteer  coordinator.  Q. What were your duties and  responsibilities?	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24	M's.  A. Yes, two M's.  Q. What's Heather's last name?  A. Batanor, B-A-T-A-N-O-R, I  think.  Q. Heather was your supervisor?  A. Yes.  Q. Barbara Sommers was what?  A. She's in charge all the  program, Head Start program.  Q. So, how did you learn that you  wouldn't be working there anymore?  A. That day when the newspaper  coming out, November 2nd, they made a  meeting with me and they tell me they think  this is not good for the position that you  have for Family Service, is not good see me  in the newspaper, the parents see me and  somebody asked me what happened, they tell  me try to be don't say nothing about the  situation that happened with the police  department in Sleepy Hollow.  Q. There was a newspaper article
1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 22 23	A. GOMEZ  Q. Okay.  Are you currently employed?  A. I'm not working.  Q. When is the last time you  worked?  A. On February 27th, 2007.  Q. What happened on that date that  caused you to stop working?  A. Well, that day is not the day  it happened when they find in the newspaper  that I involved in this situation. They  read in the newspaper that I have a problem  with the police department. That's when the  problem coming and they terminate February  27th, put me out on my job, Family Service  of Westchester. That's the organization  that I work at the time.  Q. What did you do for Family  Service of Westchester?  A. Family advocate and volunteer  coordinator.  Q. What were your duties and	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25	M's.  A. Yes, two M's.  Q. What's Heather's last name?  A. Batanor, B-A-T-A-N-O-R, I  think.  Q. Heather was your supervisor?  A. Yes.  Q. Barbara Sommers was what?  A. She's in charge all the  program, Head Start program.  Q. So, how did you learn that you  wouldn't be working there anymore?  A. That day when the newspaper  coming out, November 2nd, they made a  meeting with me and they tell me they think  this is not good for the position that you  have for Family Service, is not good see me  in the newspaper, the parents see me and  somebody asked me what happened, they tell  me try to be don't say nothing about the  situation that happened with the police  department in Sleepy Hollow.  Q. There was a newspaper article  on November 2nd?

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	9		11
1	A. GOMEZ	1	A. GOMEZ
2	<ul> <li>A. November 2nd and November 3rd,</li> </ul>	2	questions I think are beyond the
3	two articles.	3	scope of qualified immunity.
-	Q. November 2nd and 3rd of what	4	I'm going to object and I'll
-	year?	5	let her answer. I'm asking that you
6	A. 2007.	6	try to stick to the
7	MS. MARINELLI: No, 6, you	7	MR. SOKOLOFF: This deposition
8	mean.	8	is five minutes old. I have not
9	MR. SOKOLOFF: Wait, wait,	9	asked one question on damages.
10	wait. You can't	10	MS. MARINELLI: You haven't
11	MS. MARINELLI: Sorry. Well,	11	asked one question on qualified
12	we want the record clear.	12	immunity.
13	MR. SOKOLOFF: No, we want her	13	MR. SOKOLOFF: I'm just getting
14	testimony.	14	started.
15	A. Yeah, 2006; sorry.	15	MS. MARINELLI: Are you going
16	Q. What newspaper?	16	to ask for another deposition of this
17	A. Journal News.	17	witness?
18	Q. You have copies of those	18	MR. SOKOLOFF: I'm going to ask
19	articles?	19	for whatever the federal rules allow.
20	A. No.	20	MS. MARINELLI: At some point
21	Q. Did you know that these	21	we may have to call the court, but
22	articles were going to be in the newspaper	22	you can answer the question.
23	before they were actually in the newspaper?	23	MR. SOKOLOFF: There is no
24	A. No.	24	question.
2=	Q. What did the articles say?	25	MS. MARINELLI: I thought there
	10		12
1	A. GOMEZ	1	12 A. GOMEZ
1 2			A. GOMEZ was.
1	A. GOMEZ	1	A. GOMEZ
2	A. GOMEZ MS. MARINELLI: Just note my	1 2	A. GOMEZ was. MR. SOKOLOFF: Is there a pending question?
2	A. GOMEZ  MS. MARINELLI: Just note my objection. I think this is a	1 2 3	A. GOMEZ was. MR. SOKOLOFF: Is there a pending question? (Whereupon, the reporter read
2 3 4	A. GOMEZ  MS. MARINELLI: Just note my objection. I think this is a deposition on qualified immunity. I	1 2 3 4	A. GOMEZ  was.  MR. SOKOLOFF: Is there a  pending question?  (Whereupon, the reporter read  back the requested material.)
2 3 4 5	A. GOMEZ  MS. MARINELLI: Just note my objection. I think this is a deposition on qualified immunity. I think you're going beyond the scope	1 2 3 4 5	A. GOMEZ was. MR. SOKOLOFF: Is there a pending question? (Whereupon, the reporter read
2 3 4 5 6	A. GOMEZ  MS. MARINELLI: Just note my objection. I think this is a deposition on qualified immunity. I think you're going beyond the scope of it.	1 2 3 4 5 6	A. GOMEZ  was.  MR. SOKOLOFF: Is there a  pending question?  (Whereupon, the reporter read  back the requested material.)
2 3 4 5 6 7	A. GOMEZ  MS. MARINELLI: Just note my objection. I think this is a deposition on qualified immunity. I think you're going beyond the scope of it.  MR. SOKOLOFF: How?	1 2 3 4 5 6 7	A. GOMEZ  was.  MR. SOKOLOFF: Is there a  pending question?  (Whereupon, the reporter read  back the requested material.)  Q. What did the articles cart
2 3 4 5 6 7 8	A. GOMEZ  MS. MARINELLI: Just note my objection. I think this is a deposition on qualified immunity. I think you're going beyond the scope of it.  MR. SOKOŁOFF: How?  MS. MARINEŁLI: Talking about	1 2 3 4 5 6 7 8	A. GOMEZ  was.  MR. SOKOLOFF: Is there a  pending question?  (Whereupon, the reporter read  back the requested material.)  Q. What did the articles cart  calls say?  MS. MARINELLI: Objection.  You can answer.
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	13		15
1	A. GOMEZ	1	A. GOMEZ
2	you were told about it on the job?	2	A. Haydee, H-A-Y-D-E-E Gomez,
3	A. No.	3	Stephanie Gomez and Bridgette Gomez.
	Q. Are you currently married?	4	Q. They all three live with you?
_	A. Yes.	5	A. No now. Haydee live with me;
6	Q. Who is your husband?	6	Stephanie, Bridgette, they go to University.
7	A. Mario Gomez.	7	Q. Stephanie lives in the
8	Q. Do you live with him?	8	University?
9	A. No.	9	A. Yes.
10	Q. When is the last time you lived	10	Q. What University?
111	with him?	11	A. Binghamton University.
12	A. May last year. I no remember	12	Q. What year is she in?
13	exactly the day.	13	A. Excuse me?
14	Q. May of 2007?	14	Q. What year in school?
15	A. Yes.	15	A. This is the second year in the
16	Q. Somebody moved out?	16	school.
17	A. He move.	17	Q. And Bridgette, what school is
18	Q. Are there any legal proceedings	18	she in?
19	between you and Mario Gomez at the present	19	A. Duke University, first year.
20	time?	20	Q. Do you know who you're suing in
21	A. Yes.	21	this case?
22	Q. Somebody suing somebody else?	22	A. Yes.
23	A. No, no.	23	Q. Who?
24	Q. What is the legal proceeding?	24	A. Jose Quinoy, Ebel, something
2=	A. No, no proceeding. I have	25	like that. I'm not very familiar with the
	14		16
1	A. GOMEZ	1	A. GOMEZ
2	legal separation. That's what I have.	2	police department, okay; Gasker, Jimmy
3	Q. You have a written Separation	3	Warren, Campbell, Lieutenant Hayes. I think
4	Agreement?	4	I have two more. I don't know the names,
5	A. Yes.	5	really. That's the persons I really know.
6	Q. When is the last time you saw	6	${f Q}$ . Spell the name of the
7	or spoke to Mario Gomez?	7	lieutenant, please.
8	A. Last year.	8	A. Hayes, something like that.
9	Q. When last year?	9	I'm not familiar with nobody in the
10	A. I no remember.	10	department.
11	Q. When you say last year, you	11	Q. Did you ever meet any members
12	mean in 2007?	12	of the Sleepy Hollow Police Department
13	A. In 2007, yes.	13	before the incident that you're suing about?
14	Q. Was it in the first half of the	14	A. No.
15	year or second half of the year that you	15	Q. Do you know if your husband
16	last spoke to Mario Gomez?	16	knew any members of the police department?
17	A. Second half of the year, yeah.	17	A. I don't know anything about my
18	Q. What was the substance of the	18	husband.
19	communication?	19	Q. You don't know anything about
20	A. About my children.	!	your husband?
	Q. You have your children?	21	A. I don't know that he have I
22	A. Yes.	22	no see. I not living with him. I don't
23	Q. How many children do you have?	23	know what happened to him.
24	A. Three daughters.	24	Q. Well, how long were you married
25	Q. What are their names?	25	to him?

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	17		19
1	A. GOMEZ	1	A. GOMEZ
2	A. Twenty-three years.	2	A. Yes. The week before the
3	Q. You lived together with him	3	incident, I supposed to come back.
	twenty-three years?	4	Q. Back to work?
_	A. Yes, but he have no problem	5	A. Yes.
6	before. I don't know	6	Q. Why didn't you go back the week
7	Q. Were you ever arrested before?	7	before the incident?
8	A. No.	8	A. Because I have damage in the
9	MS. MARINELLI: Just note my	9	incident.
10	objection.	10	Q. You said you were supposed to
11	Q. What is the date of the	11	go back to work the week before the
12	incident that you're suing about here?	12	incident?
13	A. The incident October 17th,	13	A. After. This happened the 17th,
14	2006.	14	Tuesday. I had to come back the next Monday
15	Q. What day of the week was that?	15	on 20 something, but what happened in the
16	A. Tuesday.	16	incident, I can't come back to work.
17	Q. What happened on that date?	17	Q. So, when you said before you
18	MS. MARINELLI: Just objection.	18	were supposed to come back to work the week
19	MR. SOKOLOFF: I'll rephrase	19	before the incident, you didn't mean the
20	the question.	20	week before the incident; right?
21	Q. Did you work that day?	21	A. Yes. I had to come back. I
22	A. No.	22	have the 13th the surgery. I had to come
23	Q. Why not?	23	back and the incident happened the 17th. I
24	A. I was sick that day because I	24	had to come back the 20 something but the
2 <sup>E</sup>	have surgery September 13th.	25	reasons I not come back for what happen in
	18		20
1	A. GOMEZ	1	A. GOMEZ
2	Q. September 13th, 2006 you had	1	the October 17th to me and I not come back
3	surgery?	3	
4	A. I have surgery.	4	Q. So, my question is, when you
5	Q. What kind of surgery?	5	testified before
6	A. I don't know the name. They	6	A. Remember, my English is not a
7	put all my ovaries, everything out.	7	hundred percent. That's what I repeat again
8	Q. Were you recovering from the	8	what I say.  MR. SOKOLOFF: Given the
9	surgery?	9	difficulty that the reporter has, and
10	A. Yes.	10	she's a very good reporter and I've
11	MR. SOKOLOFF: You can't nod	11	worked with her before, the
12	your head to tell her.	12	difficulty that the reporter has
13	MS. MARINELLI: Okay	13	understanding the witness' answers
14	MR. SOKOLOFF: You know that,	14	which are in a heavy Spanish accent
15	right?	15	and given the fact that the witness
16	MS. MARINELLI: Yes.	16	seemed to confuse
17	MR. SOKOLOFF: Maybe you	17	MS. MARINELLI: Before and
18	didn't.	18 19	after.
19	MS. MARINELLI: She didn't see	20	MR. SOKOLOFF: the week
20	me.	21	before and with the weak after, I
	THE WITNESS: I no see you.	22	think we better do this deposition
22	MR. SOKOLOFF: That's fine.	23	with an interpreter just so everybody
23	Q. Were you in bed?	24	understands everybody.
24 25	A. No. Q. You were able to walk around?	25	MS. MARINELLI: Do you

A. GOMEZ

2 understand that, Awilda?

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THE WITNESS: Yes, I do another one on my own and I don't have any people translate me because the problem, sometimes when the people translate they don't say exactly what I say.

I prefer to repeat two or three times and she understand me and you understand me, whatever did I say. don't like too much translation, let me tell you the truth, because sometimes they do not do it exactly that I say.

MS. MARINELLI: I would go along with Ms. Gomez. I mean, the whole 50-H hearing, which was voluminous, was done without an interpreter.

21 MR. SOKOLOFF: I didn't do it 22 so I can't say.

MS. MARINELLI: I think we can say because I have it right here.

MR. SOKOLOFF: I could say it's

22

A. GOMEZ

voluminous but I can't say it's any different than this.

MS. MARINELLI: I mean, just because she had a problem with before and after, a lot of people do that.

MR. SOKOLOFF: I don't know anybody that does that.

MS. MARINELLI: Well, I've had depositions before in my experience, but do you understand what he's saying?

THE WITNESS: I understand what he say.

MS. MARINELLI: He was asking you questions before and you weren't --

THE WITNESS: Maybe I confuse day after and before. I don't think it's a big deal and I can continue and do it with this.

MR. SOKOLOFF: See, the problem, and I appreciate what you're saying and you want to continue. My problem is that I want to get answers

A. GOMEZ

from you that are your answers so
that the next time you testify, if
fit's a trial or it's something else,
fif you give a different answer, I

6 don't want you to be able to say,

THE WITNESS:

7 "Well, my English is not a hundred 8 percent. I really didn't understand 9 it so well." That doesn't do me no

10 good.

11

25

happened to me and I prefer to do it that I do in the court that I do before, that I do now and I don't like people translate for me because I want to be sure you understand me what I say, not another people say to you because sometimes I have experience about that and I listen, people translate and they not say 20 exactly what people want to say. 21 They say maybe the way they feel comfortable. They not translate 23 exactly what I say and I don't like 24

24

23

You know, this

A. GOMEZ

2 little by little but I do by my own.
3 That's my prefer.

that. I prefer to take more time,

MS. MARINELLI: You have no problem understanding the English language?

7 THE WITNESS: I have no 8 problem. I work with English people.

9 I live twenty-five years in this 10 country and this is the language in

this country. I have to, you know -12 MS. MARINELLI: When you go to

13 Greenburgh Court --

THE WITNESS: I do in English.
They put me translation but I do it
in English because that's the
problem, when they put somebody, I
listen and she say something. I say
wait a minute, that's not what I say
and I have to do. Why is the purpose

that I take translation?

MR. SOKOLOFF: When do you go

23 to Greenburgh Court? 24 THE WITNESS: I went the last 25 time, I think in November.

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	25		27
1	A. GOMEZ	1	A. GOMEZ
2	MR. SOKOLOFF: For what?	2	A. Because before he live the
3	THE WITNESS: For criminal	3	building. I'm very close friends of him but
1	charge.	4	as soon as he take the position in the
	MR. SOKOLOFF: Connected to	5	police department, because I know him before
6	this incident?	6	the policeman, when he started working in
7	THE WITNESS: Yes.	7	the police department he have a different
8	MR. SOKOLOFF: Do you have a	8	working in the morning, working afternoon.
9	trial scheduled?	9	I not see and he started going this thing
10	THE WITNESS: I don't know they	10	and this thing and they move the building
11	call trial. I don't know. I went in	11	and I not see him no more. I no talking
12	the court too many times. I don't	12	with him no more. I saw him when the
13	know what they call.	13	incident happened. Before the incident
14	Q. Did you ever hear of Officer	14	happened, I don't have any communication
15	Quinoy before October 17th, 2006?	15	with the family, with the wife, nobody.
16	A. I have what?	16	Q. How about with him?
17	Q. Did you ever hear of Officer	17	A. No, no communication.
18	Quinoy before October 17th, 2006?	18	Q. But, again, how could he be
19	A. Officer Quinoy was my friend	19	your friend if you had no communication with
	for long time but at the time I'm not	20	him?
20	talking with him too much. I no see too	21	A. Well, because I have relation
21	much before. Before this happened, I no	22	with him. He went to my husband's 40th
22	· ·	23	birthday party. He come to my house but I
23	have any communication with him.	24	say when he take position in the police
24	Q. You say he was your friend for	25	department he change the hours working. I
25	a long time?	120	depar tillent he change the hours working.
r	26	<del>                                     </del>	28
	A GOMEZ	1	A GOMEZ
1	A. GOMEZ	1 2	A. GOMEZ
2	A. GOMEZ A. Yeah.	2	A. GOMEZ do my business. I do
2	A. GOMEZ A. Yeah. Q. And you	2 3	A. GOMEZ  do my business. They do his business. I do not see him. Nothing happened but I not see
2 3 4	A. GOMEZ A. Yeah. Q. And you A. After the incident.	2 3 4	A. GOMEZ do my business. They do his business. I do not see him. Nothing happened but I not see him. I see in the hallway because he live
2 3 4 5	A. GOMEZ A. Yeah. Q. And you A. After the incident. MS. MARINELLI: No, see	2 3 4 5	A. GOMEZ  do my business. They do his business. I do not see him. Nothing happened but I not see him. I see in the hallway because he live in my building, "Hello, hello." "I see
2 3 4 5 6	A. GOMEZ A. Yeah. Q. And you A. After the incident. MS. MARINELLI: No, see THE WITNESS: Quinoy was my	2 3 4 5 6	A. GOMEZ  do my business. They do his business. I do not see him. Nothing happened but I not see him. I see in the hallway because he live in my building, "Hello, hello." "I see kids. How are the kids?" I saw Marina
2 3 4 5 6 7	A. GOMEZ  A. Yeah. Q. And you A. After the incident. MS. MARINELLI: No, see THE WITNESS: Quinoy was my friend.	2 3 4 5 6 7	A. GOMEZ  do my business. They do his business. I do not see him. Nothing happened but I not see him. I see in the hallway because he live in my building, "Hello, hello." "I see kids. How are the kids?" I saw Marina sometimes, his wife. That's the relation
2 3 4 5 6 7 8	A. GOMEZ A. Yeah. Q. And you A. After the incident. MS. MARINELLI: No, see THE WITNESS: Quinoy was my friend. MS. MARINELLI: Before the	2 3 4 5 6 7 8	A. GOMEZ  do my business. They do his business. I do not see him. Nothing happened but I not see him. I see in the hallway because he live in my building, "Hello, hello." "I see kids. How are the kids?" I saw Marina sometimes, his wife. That's the relation that I have. He move with the building
2 3 4 5 6 7 8 9	A. GOMEZ A. Yeah. Q. And you A. After the incident. MS. MARINELLI: No, see THE WITNESS: Quinoy was my friend. MS. MARINELLI: Before the incident?	2 3 4 5 6 7 8 9	A. GOMEZ do my business. They do his business. I do not see him. Nothing happened but I not see him. I see in the hallway because he live in my building, "Hello, hello." "I see kids. How are the kids?" I saw Marina sometimes, his wife. That's the relation that I have. He move with the building around three or four years two or three
2 3 4 5 6 7 8 9	A. GOMEZ  A. Yeah.  Q. And you  A. After the incident.  MS. MARINELLI: No, see  THE WITNESS: Quinoy was my  friend.  MS. MARINELLI: Before the  incident?  THE WITNESS: Yes.	2 3 4 5 6 7 8 9	A. GOMEZ  do my business. They do his business. I do not see him. Nothing happened but I not see him. I see in the hallway because he live in my building, "Hello, hello." "I see kids. How are the kids?" I saw Marina sometimes, his wife. That's the relation that I have. He move with the building around three or four years two or three years. After the incident, I not see him
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2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	A. Yeah.  Q. And you A. After the incident.     MS. MARINELLI: No, see     THE WITNESS: Quinoy was my friend.     MS. MARINELLI: Before the incident?     THE WITNESS: Yes.     MS. MARINELLI: See, that's what the problem is here, Awilda.     THE WITNESS: Before the incident he was my friend for ten, twenty years. The incident happened I don't have any communication with her family, no with him, with nobody, the wife, nobody. Before, yes.	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	A. GOMEZ  do my business. They do his business. I do not see him. Nothing happened but I not see him. I see in the hallway because he live in my building, "Hello, hello." "I see kids. How are the kids?" I saw Marina sometimes, his wife. That's the relation that I have. He move with the building around three or four years two or three years. After the incident, I not see him because I not going out too much into town, Sleepy Hollow.  Q. When did you first meet Quinoy? A. When I first the first time? Q. Yes. A. 1980 well, I see him because the father have little restaurant on Beekman Avenue and I went there. I see Jose. He
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2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 22	A. Yeah. Q. And you A. After the incident. MS. MARINELLI: No, see THE WITNESS: Quinoy was my friend. MS. MARINELLI: Before the incident? THE WITNESS: Yes. MS. MARINELLI: See, that's what the problem is here, Awilda. THE WITNESS: Before the incident he was my friend for ten, twenty years. The incident happened I don't have any communication with her family, no with him, with nobody, the wife, nobody. Before, yes. Q. Why did you just say a minute ago that you had no communication with him before the incident? A. Because he move the building	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	A. GOMEZ  do my business. They do his business. I do not see him. Nothing happened but I not see him. I see in the hallway because he live in my building, "Hello, hello." "I see kids. How are the kids?" I saw Marina sometimes, his wife. That's the relation that I have. He move with the building around three or four years two or three years. After the incident, I not see him because I not going out too much into town, Sleepy Hollow.  Q. When did you first meet Quinoy? A. When I first the first time? Q. Yes. A. 1980 well, I see him because the father have little restaurant on Beekman Avenue and I went there. I see Jose. He have thirteen, fourteen years old, yeah. I know the parents, the mother, the father, all the family but specific, I don't know. He married, he moved to my building. That's
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 22 23	A. Yeah. Q. And you A. After the incident. MS. MARINELLI: No, see THE WITNESS: Quinoy was my friend. MS. MARINELLI: Before the incident? THE WITNESS: Yes. MS. MARINELLI: See, that's what the problem is here, Awilda. THE WITNESS: Before the incident he was my friend for ten, twenty years. The incident happened I don't have any communication with her family, no with him, with nobody, the wife, nobody. Before, yes. Q. Why did you just say a minute ago that you had no communication with him before the incident? A. Because he move the building and I not see him and the family.	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	A. GOMEZ  do my business. They do his business. I do not see him. Nothing happened but I not see him. I see in the hallway because he live in my building, "Hello, hello." "I see kids. How are the kids?" I saw Marina sometimes, his wife. That's the relation that I have. He move with the building around three or four years two or three years. After the incident, I not see him because I not going out too much into town, Sleepy Hollow.  Q. When did you first meet Quinoy? A. When I first the first time? Q. Yes. A. 1980 well, I see him because the father have little restaurant on Beekman Avenue and I went there. I see Jose. He have thirteen, fourteen years old, yeah. I know the parents, the mother, the father, all the family but specific, I don't know. He married, he moved to my building. That's when I started being friend with him around
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 22 23 24	A. Yeah.  Q. And you A. After the incident. MS. MARINELLI: No, see THE WITNESS: Quinoy was my friend. MS. MARINELLI: Before the incident? THE WITNESS: Yes. MS. MARINELLI: See, that's what the problem is here, Awilda. THE WITNESS: Before the incident he was my friend for ten, twenty years. The incident happened I don't have any communication with her family, no with him, with nobody, the wife, nobody. Before, yes. Q. Why did you just say a minute ago that you had no communication with him before the incident? A. Because he move the building and I not see him and the family. Q. But how could he be your friend	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24	A. GOMEZ  do my business. They do his business. I do not see him. Nothing happened but I not see him. I see in the hallway because he live in my building, "Hello, hello." "I see kids. How are the kids?" I saw Marina sometimes, his wife. That's the relation that I have. He move with the building around three or four years two or three years. After the incident, I not see him because I not going out too much into town, Sleepy Hollow.  Q. When did you first meet Quinoy?  A. When I first the first time?  Q. Yes.  A. 1980 well, I see him because the father have little restaurant on Beekman Avenue and I went there. I see Jose. He have thirteen, fourteen years old, yeah. I know the parents, the mother, the father, all the family but specific, I don't know. He married, he moved to my building. That's when I started being friend with him around ten years, twelve years.
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	29		31
1	A. GOMEZ	1	A. GOMEZ
2	Hollow?	2	Q. How long did you live at 100
3	A. I moved in Sleepy Hollow when I	3	Cottage Avenue?
	eighteen years old.	4	A. I live I think one year, one
	Q. What year was that?	5	year.
6	A. 1982.	6	Q. Did you know Jose Quinoy when
7	Q. When you first moved to Sleepy	7	you lived at 100 Cottage Avenue?
8	Hollow, who did you live with?	8	A. No, I know his parents.
9	A. I live on Beekman Avenue with	9	Q. Who were his parents?
10	my cousin in front of the police department	10	A. The mother and the father.
11	in Sleepy Hollow.	11	Q. What are their names?
12	Q. That's an apartment building?	12	<ul> <li>A. I know Jose father Cale,</li> </ul>
13	A. A house, yeah, apartment on the	13	C-A-L-E.
	second floor.	14	Q. Do you know his mother's name?
15	Q. What was the address?	15	A. I forgot now the name.
16	A. I think 34 or 45 Beekman	16	Q. How did you know them?
17	Avenue. This happened a long time ago.	17	A. They have a business.
18	It's the house next to the post office,	18	Q. What kind of business?
19	White House.	19	A. They have a little restaurant
20	Q. The White House?	20	on Beekman Avenue. They sell sandwich,
21	A. Yes.	21	food.
22	Q. That's also next to the police	22	Q. What's the name is it still
23	station?	23	there?
24	A. No. They next to the post	24	A. No.
25	office.	25	Q. What was the name of it?
<b> </b>	30		32
1	A. GOMEZ	1	A. GOMEZ
2	Q. Did you say before it was next	2	A. I don't know the name of it.
3	to the police station?	3	Q. Where did you live after 100
4	A. In front of the police	4	Cottage Avenue?
5	department.	5	A. I married and I moved to 102
6	Q. What do you mean?	6	Main Street in Tarrytown.
7	A. The house is here, (indicating)	7	Q. 102 Main Street?
8	the police department is there, across the	8	A. Yes.
9	street (indicating.)	9	Q. That's not in Sleepy Hollow;
10	Q. How long did you live in that	10	right?
11	building at Beekman Avenue?	11	A. No, this is Tarrytown.
12	A. Not too long; around five, six	12	Q. When did you get married?
13	months.	13	A. I moved together: I married
14	Q. When you were living in that	14	August 23rd, 1985.
15	building on Beekman Avenue, did you know	15	Q. But you moved to 102 Main
16	Jose Quinoy?	16	Street before you got married?
17	A. No.	17	A. Yes, I moved together.
18	Q. Where did you move after	18	Q. That's with Mario?
19	Beekman Avenue?	19	A. Yes.
20	A. 100 Cottage Avenue.	20	Q. When was your first child born?
1	Q. Who did you live with then?	21	A. 1984, July 13th, 1984.
	A My sources	22	Q. So that's before you moved to
22	A. My cousin.		
22 23	Q. Who is your cousin?	23	102 Main Street?
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	33		35
1	A. GOMEZ	1	A. GOMEZ
2	A. After.	2	A. Because this happened around
3	Q. And the first child is Haydee?	3	1984, '85, something like that.
	A. Haydee.	4	Q. What happened?
-	Q. The next child?	5	A. I went in the restaurant. He
6	A. Stephanie, 1989.	6	had to be thirteen, twelve years, something
7	Q. And Bridgette?	7	like that, yeah.
8	A. 19 Stephanie, 1988;	8	Q. Then when he was driving a
9	Bridgette, 1989.	9	taxi
10	Q. When did you first meet Quinoy,	10	A. Yes.
11	Jose Quinoy?	11	Q how old was he?
12	A. In the restaurant. I saw	12	A. I'd say early nineteen,
13	there, and I started talking with him when	13	twenty.
14	he driving taxi for McCarthy Taxi and I	14	Q. Did your husband meet him?
15	called a taxi and he bring me to the doctor	15	A. At the time, I don't know
16	appointment with my kids. That's when I	16	well, he know because they Cuban and all
17	started talking with him. I saw him when he	17	community
18	was little in his father's business but I	18	MS. MARINELLI: Just try and
19	really talk little kids. I started talking	19	answer the question.
20	with him when he give me I call taxi and	20	Q. Who is Cuban?
21	he bring me to the doctor, he bring me to	21	A. Mario and Jose.
22	the supermarket, something like that.	22	Q. Are you Cuban?
23	Q. When was that that he was	23	A. No.
24	taking you to the doctor and supermarket?	24	Q. What are you?
25	A. He drive taxi.	25	A. Dominican.
_			
	34		36
1	A. GOMEZ	1	A. GOMEZ
1 2	A. GOMEZ Q. When was that?	2	A. GOMEZ  Q. As far as you could see, is the
1	A. GOMEZ Q. When was that? A. Around I'm not sure; 1990,	2	A. GOMEZ Q. As far as you could see, is the Cuban community in Sleepy Hollow a close
2	A. GOMEZ Q. When was that? A. Around I'm not sure; 1990, something like that. I'm not sure. At the	2	A. GOMEZ  Q. As far as you could see, is the Cuban community in Sleepy Hollow a close knit community?
2	A. GOMEZ Q. When was that? A. Around I'm not sure; 1990, something like that. I'm not sure. At the time I not put attention about that.	2	A. GOMEZ Q. As far as you could see, is the Cuban community in Sleepy Hollow a close knit community? A. Yeah, they most everybody
2 3 4	A. GOMEZ Q. When was that? A. Around I'm not sure; 1990, something like that. I'm not sure. At the time I not put attention about that. Q. You think it was in the 1990's?	2 3 4	A. GOMEZ Q. As far as you could see, is the Cuban community in Sleepy Hollow a close knit community? A. Yeah, they most everybody know everybody there, yeah.
2 3 4 5	A. GOMEZ Q. When was that? A. Around I'm not sure; 1990, something like that. I'm not sure. At the time I not put attention about that.	2 3 4 5	A. GOMEZ Q. As far as you could see, is the Cuban community in Sleepy Hollow a close knit community? A. Yeah, they most everybody know everybody there, yeah. Q. 102 Main Street is an apartment
2 3 4 5 6	A. GOMEZ Q. When was that? A. Around I'm not sure; 1990, something like that. I'm not sure. At the time I not put attention about that. Q. You think it was in the 1990's?	2 3 4 5 6 7 8	A. GOMEZ Q. As far as you could see, is the Cuban community in Sleepy Hollow a close knit community? A. Yeah, they most everybody know everybody there, yeah. Q. 102 Main Street is an apartment building?
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2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 22 23	A. GOMEZ  Q. When was that?  A. Around I'm not sure; 1990, something like that. I'm not sure. At the time I not put attention about that.  Q. You think it was in the 1990's?  A. In the 19 something because I have my daughters.  Q. How old was he when you first saw him or how old did he look?  A. I'd say thirteen, twelve, something like that.  Q. When he worked in the restaurant, you think he was twelve or thirteen?  A. I didn't say he work in the restaurant. I saw in the restaurant, you know, with the parents but I not say he working because I'm not sure he working there.  Q. When you saw him in the restaurant, whatever he was doing, you think he was twelve or thirteen?	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25	Q. As far as you could see, is the Cuban community in Sleepy Hollow a close knit community?  A. Yeah, they most everybody know everybody there, yeah.  Q. 102 Main Street is an apartment building?  A. It's a house, two apartments.  I live on first floor at the time.  Q. Is that the building that Quinoy moved into?  A. No.  Q. Where did you live after 102  Main Street?  A. I moved for one year Hudson Street yes, I moved I lived on Hudson for six months, something like that and I live on Jones Street after Hudson one year and I moved to Hudson Street. I lived on Hudson Street for five, six months and then I moved to the building and I stay in the building.  MR. SOKOLOFF: Can you read that back?

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	37		39
1	A. GOMEZ	1	A. GOMEZ
2	(Whereupon, the reporter read	2	A. No.
3	back the requested material.)	3	Q. When did Quinoy move in?
-	Q. Where on Hudson Street did you	4	A. Let me see I live long time
	move to after Main Street?	5	before he move. I never really remember but
6	A. Main Street, I moved to John	6	he live on the fifth floor.
7	Street first and then John, I moved to	7	THE WITNESS: What happened in
8	Hudson.	8	hurricane in Florida?
9	Q. Where on John Street?	9	Q. Andrew?
10	A. The number, I not remember the	10	A. Yes. Around that time he move
11	number and Hudson is 20. John, I not	11	in the building. I'd say two, three months
12	remember.	12	later.
13	Q. Is John Street in Sleepy	13	Q. How do you remember that Quinoy
	Hollow?	14	moved into the building when there was a
14		15	hurricane in Florida?
15		16	A. Because my friend lived there
16	<del>-</del> -	17	and they moved to Florida and Quinoy take
17	Street for how long?	18	the apartment. That's why I made it a
18	A. In Hudson I live	19	relation.
19	Q. No, no, John Street.	20	Q. If I tell you Hurricane Andrew
20	A. Oh, around one year.	21	hit Florida in 1989, would that sound right?
21	Q. After John Street you moved to	22	A. I don't know. I think. I
22	20 Hudson Street?	23	don't know. I don't know. I don't know
23	A. Yes.	1	exactly what year but I know the relation
24	Q. How long did you live there?	24	because my friend moved and he take
25	A. Five, six months.	25	40
_	38	1	
1	A. GOMEZ		40 A. GOMEZ
_	38 A. GOMEZ Q. After that you moved to John	1	40 A. GOMEZ apartment of my friend at the time they
1 2 3	A. GOMEZ Q. After that you moved to John Street?	1 2	40 A. GOMEZ
1 2 3 4	A. GOMEZ Q. After that you moved to John Street? A. No, I moved to River Plaza and	1 2 3	A. GOMEZ  apartment of my friend at the time they moved and it happened hurricane.
1 2 3 4 5	A. GOMEZ Q. After that you moved to John Street? A. No, I moved to River Plaza and I stay there until today.	1 2 3 4	A. GOMEZ  apartment of my friend at the time they moved and it happened hurricane.  Q. What apartment did he move in? A. 5H, I think yes, I think 5H.
1 2 3 4 5 6	A. GOMEZ Q. After that you moved to John Street? A. No, I moved to River Plaza and I stay there until today. Q. That's where you are today?	1 2 3 4 5	A. GOMEZ  apartment of my friend at the time they moved and it happened hurricane.  Q. What apartment did he move in?  A. 5H, I think yes, I think 5H. I not remember now.
1 2 3 4 5 6 7	A. GOMEZ Q. After that you moved to John Street? A. No, I moved to River Plaza and I stay there until today. Q. That's where you are today? A. Yes.	1 2 3 4 5 6	A. GOMEZ  apartment of my friend at the time they moved and it happened hurricane.  Q. What apartment did he move in?  A. 5H, I think yes, I think 5H.  I not remember now.  Q. How many floors are in the
1 2 3 4 5 6 7 8	A. GOMEZ Q. After that you moved to John Street? A. No, I moved to River Plaza and I stay there until today. Q. That's where you are today? A. Yes. Q. River Plaza?	1 2 3 4 5 6 7 8	A. GOMEZ  apartment of my friend at the time they moved and it happened hurricane.  Q. What apartment did he move in?  A. 5H, I think yes, I think 5H.  I not remember now.  Q. How many floors are in the building?
1 2 3 4 5 6 7 8	A. GOMEZ Q. After that you moved to John Street? A. No, I moved to River Plaza and I stay there until today. Q. That's where you are today? A. Yes. Q. River Plaza? A. Yes, 1 River Plaza.	1 2 3 4 5 6 7 8 9	A. GOMEZ  apartment of my friend at the time they moved and it happened hurricane.  Q. What apartment did he move in?  A. 5H, I think yes, I think 5H.  I not remember now.  Q. How many floors are in the building?  A. Nine floors.
1 2 3 4 5 6 7 8 9	A. GOMEZ Q. After that you moved to John Street? A. No, I moved to River Plaza and I stay there until today. Q. That's where you are today? A. Yes. Q. River Plaza? A. Yes, 1 River Plaza. Q. That's an apartment building?	1 2 3 4 5 6 7 8	A. GOMEZ  apartment of my friend at the time they moved and it happened hurricane.  Q. What apartment did he move in?  A. 5H, I think yes, I think 5H.  I not remember now.  Q. How many floors are in the building?  A. Nine floors.
1 2 3 4 5 6 7 8 9 10 11	A. GOMEZ Q. After that you moved to John Street? A. No, I moved to River Plaza and I stay there until today. Q. That's where you are today? A. Yes. Q. River Plaza? A. Yes, 1 River Plaza. Q. That's an apartment building? A. Apartment 4E.	1 2 3 4 5 6 7 8 9	A. GOMEZ  apartment of my friend at the time they moved and it happened hurricane.  Q. What apartment did he move in?  A. 5H, I think yes, I think 5H.  I not remember now.  Q. How many floors are in the building?  A. Nine floors.  Q. There's an elevator?  A. Yes.
1 2 3 4 5 6 7 8 9 10 11 12	A. GOMEZ Q. After that you moved to John Street? A. No, I moved to River Plaza and I stay there until today. Q. That's where you are today? A. Yes. Q. River Plaza? A. Yes, 1 River Plaza. Q. That's an apartment building? A. Apartment 4E. Q. You've been in the same	1 2 3 4 5 6 7 8 9 10 11	A. GOMEZ  apartment of my friend at the time they moved and it happened hurricane.  Q. What apartment did he move in?  A. 5H, I think yes, I think 5H.  I not remember now.  Q. How many floors are in the building?  A. Nine floors.  Q. There's an elevator?  A. Yes.  Q. When Quinoy moved in, did he
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1 2 3 4 5 6 7 8 9 10 11 12 13 14	A. GOMEZ Q. After that you moved to John Street? A. No, I moved to River Plaza and I stay there until today. Q. That's where you are today? A. Yes. Q. River Plaza? A. Yes, 1 River Plaza. Q. That's an apartment building? A. Apartment 4E. Q. You've been in the same apartment the whole time? A. No, first I moved in 4D and I	1 2 3 4 5 6 7 8 9 10 11 12 13 14	A GOMEZ  apartment of my friend at the time they moved and it happened hurricane.  Q. What apartment did he move in?  A. 5H, I think yes, I think 5H.  I not remember now.  Q. How many floors are in the building?  A. Nine floors.  Q. There's an elevator?  A. Yes.  Q. When Quinoy moved in, did he move in with anybody?  A. With his wife.
1 2 3 4 5 6 7 8 9 10 11 12 13 14 15	A. GOMEZ Q. After that you moved to John Street? A. No, I moved to River Plaza and I stay there until today. Q. That's where you are today? A. Yes. Q. River Plaza? A. Yes, 1 River Plaza. Q. That's an apartment building? A. Apartment 4E. Q. You've been in the same apartment the whole time? A. No, first I moved in 4D and I change to 4E.	1 2 3 4 5 6 7 8 9 10 11 12 13 14 15	A. GOMEZ  apartment of my friend at the time they moved and it happened hurricane.  Q. What apartment did he move in?  A. 5H, I think yes, I think 5H.  I not remember now.  Q. How many floors are in the building?  A. Nine floors.  Q. There's an elevator?  A. Yes.  Q. When Quinoy moved in, did he move in with anybody?  A. With his wife.  Q. Who is his wife?
1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16	A. GOMEZ Q. After that you moved to John Street? A. No, I moved to River Plaza and I stay there until today. Q. That's where you are today? A. Yes. Q. River Plaza? A. Yes, 1 River Plaza. Q. That's an apartment building? A. Apartment 4E. Q. You've been in the same apartment the whole time? A. No, first I moved in 4D and I change to 4E. Q. When did you change to 4E?	1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16	A. GOMEZ  apartment of my friend at the time they moved and it happened hurricane.  Q. What apartment did he move in?  A. 5H, I think yes, I think 5H.  I not remember now.  Q. How many floors are in the building?  A. Nine floors.  Q. There's an elevator?  A. Yes.  Q. When Quinoy moved in, did he move in with anybody?  A. With his wife.  Q. Who is his wife?  A. Marina.
1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	A. GOMEZ Q. After that you moved to John Street? A. No, I moved to River Plaza and I stay there until today. Q. That's where you are today? A. Yes. Q. River Plaza? A. Yes, 1 River Plaza. Q. That's an apartment building? A. Apartment 4E. Q. You've been in the same apartment the whole time? A. No, first I moved in 4D and I change to 4E. Q. When did you change to 4E? A. Around let me see	1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	A. GOMEZ  apartment of my friend at the time they moved and it happened hurricane.  Q. What apartment did he move in?  A. 5H, I think yes, I think 5H.  I not remember now.  Q. How many floors are in the building?  A. Nine floors.  Q. There's an elevator?  A. Yes.  Q. When Quinoy moved in, did he move in with anybody?  A. With his wife.  Q. Who is his wife?  A. Marina.  Q. Did you know her before she
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1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	A. GOMEZ Q. After that you moved to John Street? A. No, I moved to River Plaza and I stay there until today. Q. That's where you are today? A. Yes. Q. River Plaza? A. Yes, 1 River Plaza. Q. That's an apartment building? A. Apartment 4E. Q. You've been in the same apartment the whole time? A. No, first I moved in 4D and I change to 4E. Q. When did you change to 4E? A. Around let me see fourteen years something like that. Q. Fourteen years ago?	1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	A. GOMEZ  apartment of my friend at the time they moved and it happened hurricane.  Q. What apartment did he move in?  A. 5H, I think yes, I think 5H.  I not remember now.  Q. How many floors are in the building?  A. Nine floors.  Q. There's an elevator?  A. Yes.  Q. When Quinoy moved in, did he move in with anybody?  A. With his wife.  Q. Who is his wife?  A. Marina.  Q. Did you know her before she moved into the building?  A. No, no.
1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	A. GOMEZ  Q. After that you moved to John Street?  A. No, I moved to River Plaza and I stay there until today.  Q. That's where you are today?  A. Yes.  Q. River Plaza?  A. Yes, 1 River Plaza.  Q. That's an apartment building?  A. Apartment 4E.  Q. You've been in the same apartment the whole time?  A. No, first I moved in 4D and I change to 4E.  Q. When did you change to 4E?  A. Around let me see fourteen years something like that.  Q. Fourteen years ago?  A. Yes. I change because I have	1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	A. GOMEZ  apartment of my friend at the time they moved and it happened hurricane.  Q. What apartment did he move in?  A. 5H, I think yes, I think 5H.  I not remember now.  Q. How many floors are in the building?  A. Nine floors.  Q. There's an elevator?  A. Yes.  Q. When Quinoy moved in, did he move in with anybody?  A. With his wife.  Q. Who is his wife?  A. Marina.  Q. Did you know her before she moved into the building?  A. No, no.  Q. You didn't go to his wedding,
1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	A. GOMEZ Q. After that you moved to John Street? A. No, I moved to River Plaza and I stay there until today. Q. That's where you are today? A. Yes. Q. River Plaza? A. Yes, 1 River Plaza. Q. That's an apartment building? A. Apartment 4E. Q. You've been in the same apartment the whole time? A. No, first I moved in 4D and I change to 4E. Q. When did you change to 4E? A. Around let me see fourteen years something like that. Q. Fourteen years ago? A. Yes. I change because I have two bedroom and I move apartment to three	1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	A. GOMEZ  apartment of my friend at the time they moved and it happened hurricane.  Q. What apartment did he move in?  A. 5H, I think yes, I think 5H.  I not remember now.  Q. How many floors are in the building?  A. Nine floors.  Q. There's an elevator?  A. Yes.  Q. When Quinoy moved in, did he move in with anybody?  A. With his wife.  Q. Who is his wife?  A. Marina.  Q. Did you know her before she moved into the building?  A. No, no.  Q. You didn't go to his wedding, did you?
1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 22	A. GOMEZ Q. After that you moved to John Street? A. No, I moved to River Plaza and I stay there until today. Q. That's where you are today? A. Yes. Q. River Plaza? A. Yes, 1 River Plaza. Q. That's an apartment building? A. Apartment 4E. Q. You've been in the same apartment the whole time? A. No, first I moved in 4D and I change to 4E. Q. When did you change to 4E? A. Around let me see fourteen years something like that. Q. Fourteen years ago? A. Yes. I change because I have two bedroom and I move apartment to three bedroom; next door. It's same floor and	1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	A. GOMEZ  apartment of my friend at the time they moved and it happened hurricane.  Q. What apartment did he move in?  A. 5H, I think yes, I think 5H.  I not remember now.  Q. How many floors are in the building?  A. Nine floors.  Q. There's an elevator?  A. Yes.  Q. When Quinoy moved in, did he move in with anybody?  A. With his wife.  Q. Who is his wife?  A. Marina.  Q. Did you know her before she moved into the building?  A. No, no.  Q. You didn't go to his wedding, did you?  A. No.
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1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 22 23 24	A. GOMEZ Q. After that you moved to John Street? A. No, I moved to River Plaza and I stay there until today. Q. That's where you are today? A. Yes. Q. River Plaza? A. Yes, 1 River Plaza. Q. That's an apartment building? A. Apartment 4E. Q. You've been in the same apartment the whole time? A. No, first I moved in 4D and I change to 4E. Q. When did you change to 4E? A. Around let me see fourteen years something like that. Q. Fourteen years ago? A. Yes. I change because I have two bedroom and I move apartment to three bedroom; next door. It's same floor and	1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	A. GOMEZ  apartment of my friend at the time they moved and it happened hurricane.  Q. What apartment did he move in?  A. 5H, I think yes, I think 5H.  I not remember now.  Q. How many floors are in the building?  A. Nine floors.  Q. There's an elevator?  A. Yes.  Q. When Quinoy moved in, did he move in with anybody?  A. With his wife.  Q. Who is his wife?  A. Marina.  Q. Did you know her before she moved into the building?  A. No, no.  Q. You didn't go to his wedding, did you?  A. No.

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A GOMEZ  2 have one son at the time.  3		Case 7:07-cv-0929 <u>6-CS                                    </u>	3-3	Filed 04/17/2008 Page 12 of 57
2 have one son at the time. 3 Q. When they moved in? A Yes. Q. How old was Michael when they 6 moved in? 7 A. Not a year because I went 8 Michael's first year birthday. 9 Q. You went to Michael's first 10 birthday party? 11 A. Yes. 12 Q. Who invited you to Michael's 13 first birthday party? 14 A. I'd say both. 15 Q. You got a written invitation? 16 A. Yes. 17 Q. How did you meet Jose and 18 Marrian when they moved in? 19 A. I know for my friend Iliana. 20 She's friend with Marina and I see Marina 21 when she come to Iliana's house and we start 22 talking in the building, in the laundry 23 room, you know. 24 Q. Does Iliana live in the 25 building, too? 26 A. No, she moved to Florida. 3 Q. But at the time she lived in 4 the building? 5 A. Yes, on the fifth floor, too. 6 Q. Now, when Jose moved in, you 7 had three children; right? 8 A. Yes. 9 Q. How old were your children when 10 Jose moved in? 11 A. What year you say is Andrew 12 around my daughter is around, I think 13 ten, eleven, something like that because 14 when 15 Q. Mho, Haydee? 16 A. Haydee. I'd say around eleven. 17 Q. Did you go to Michael's first 18 birthday party with your whole family? 19 A. Twenty something. 20 Q. Your three daughters, too? 21 A. Yes, and by husband, too. 22 Q. When did Jose move out of the 23 Q. When did Jose move out of the 24 A. Yes, one oe back to the building. They have 25 Q. Who for three daughters, too? 26 Q. When did Jose move out of the 27 A. Yes, one of the refined with him when they 28 and Jose, and he moved to Washington Street 29 In the past, three or four years. 20 In the past, three or four years. 20 In the past, three or four years. 20 A. Yes, three or four years ago, 20 A. Yes, three or four years ago. 21 A. Yes, three or four years ago. 22 Q. Did you go to Hithael's 24 A. Thry buy a house. 25 D. How old was Jose and 26 D. How old were your children when 27 A. Yes, he moved inthe building the hit be thid his winch they wis when he moved? 29 A. Yes, or the fifth floor, too. 30 A. Yes, three or four years ago.			<u> </u>	43
2 have one son at the time. 3 Q. When they woved in? A. Yes. Q. How old was Michael when they 6 moved in? 7 A. Not a year because I went 8 Michael's first year birthday. 9 Q. You went to Michael's first 10 birthday party? 11 A. Yes. 12 Q. Who invited you to Michael's 13 first birthday party? 14 A. I'd say both. 15 Q. You got a written invitation? 16 A. Yes. 17 Q. How did you meet Jose and 18 Marins when they moved in? 19 A. I know for my friend Iliana. 20 She's friend with Marins and I see Marina 21 when she come to Iliana's house and we start 22 talking in the building, in the laundry 23 room, you know. 24 Q. Does Iliana live in the 25 building, too? 26 A. Yes, on the fifth floor, too. 6 Q. Now, when Jose moved in, you 7 had three children; right? 8 A. Yes, on the fifth floor, too. 9 Q. How old were your children when 10 Jose moved in? 11 A. What year you say is Andrew 12 around my daughter is around, I think 13 ten, eleven, something like that because 14 when 15 Q. Mho, Maydee? 16 A. Haydee. I'd say around eleven. 17 Q. How old was Jose when they 18 moved in? 19 A. Twenty something. Q. Did you go to Michael sherie. 10 Jose moved in? 11 A. No. Q. Jose left, he left with his 12 whole family? 13 A. Yes, he move with the kids and 14 he building? 15 A. GOMEZ 16 A. Mo, she moved to Florida. 17 Q. How ald were your children when 18 Jose moved in? 19 A. What year you say is Andrew 12 around my daughter is around, I think 13 ten, eleven, something like that because 14 when 15 Q. Mho, Maydee? 16 A. Haydee. I'd say around eleven. 17 Q. How old was Jose when they 18 moved din? 19 A. Twenty something. Q. Did you go to Michael's first 19 and Jose, and he moved to Meas still married to 19 the building. I don't know for how long 20 and he moved to the building. They have 21 alot of problems between Marina and Jose 22 alot of problems between Marina and Jose 23 Q. When did Jose move out of the 24 A. Yes, and my husband, too. 24 A. When Jese and the moved of the 25 Duilding one wow out of the 26 That's moved in fou	1	A. GOMEZ	1	A. GOMEZ
3 A. I'm not sure. I'd say about A. Yes. Q. How old was Michael when they 6 moved in? 7 A. Not a year because I went 8 Michael's first year birthday. 9 Q. You went to Michael's first 10 birthday party? 11 A. Yes. 12 Q. Who invited you to Michael's 13 first birthday party? 14 A. I'd say both. 15 Q. You got a written invitation? 16 A. Yes. Q. How did you meet Jose and 18 Marrina when they moved in? A. I know for my friend Iliana. 20 She's friend with Marina and I see Marina 21 when she come to Iliana's house and we start 21 talking in the building, in the laundry 23 room, you know. 24 Q. Dees Iliana live in the 25 building, toe? 29 Q. Do you know with the kids and 40 his wife. 41 A. GOMEZ 42 A. No, she moved to Florida. 3 Q. But at the time she lived in 4 the building? 5 A. Yes, on the fifth floor, too. 6 Q. Now, when Jose noved in, you 7 had three children; right? 8 A. Yes. 9 Q. How old were your children when 10 Jose moved in? 11 A. Mhat year you say is Andrew 12 around my daughter is around, I think 13 ton, elseven, something like that because 14 when 15 Q. Who, Haydee? 16 A. Haydee. I'd say around eleven. 17 Q. Mo, haydee? 18 moved in? 19 A. Twenty something. Q. Did you go to Michael's first birthday party with your whole family? 22 A. Yes. 3 Q. Oby our know why he moved out of 15 the building? 16 the building? 16 the building? 16 the building? 17 A. They buy a house. Q. Did you seet Jose and 18 from the time they moved out of 19 the building? 10 the building? 11 A. They buy a house when building in the building. 21 have seen ove with the kids and 22 his moved? 23 Q. Michael we shen ove with the kids and 24 his wife. 25 Q. Mow hand y kids did he have when 26 his moved? 27 A. Michael's the first and two 28 moved in? 29 Q. How old were your children when 29 Q. How old was Jose when they 21 marched there or four years ago. 29 Q. How old was does when him have the moved? 20 Q. You vere not firends with him when they 21 started having problem wi		have one son at the time.	2	building?
. A. Yes. Q. How old was Michael when they 6 moved in? 7 A. Not a year because I went 8 Michael's first year birthday. 9 Q. You went to Michael's first 10 birthday party? 11 A. Yes. 12 Q. Who invited you to Michael's 13 first birthday party? 14 A. I'd say both. 15 Q. You got a written invitation? 16 A. Yes. 17 Q. How did you meet Jose and 18 Marina when they moved in? 19 A. I know for my friend Iliana. 20 She's friend with Marina and I see Marina when they moved in? 21 talking in the building, in the laundry 22 room, you know. 24 Q. Does Iliana live in the 25 building, too? 25 A. Yes. 9 Q. How old were your children when 10 Jose moved in? 11 A. What year you say is Andrew to around my daughter is around, I think ten, eleven, something. 15 Q. Who, Haydee? 16 A. Haydee. I'd say around eleven. 17 Q. How old was Jose when they 18 moved in? 19 A. Twenty something. 20 Q. Did you stoy friends with them 21 from the building with the first and two around my daughter is around, I think ten, eleven, something Ilke that because 14 when 15 Q. Who, Haydee? 16 A. Haydee. I'd say around eleven. 17 Q. How old was Jose when they 18 moved in? 19 A. Twenty something. 20 Q. Did you sto Michael's first birthday party with your whole family? 21 A. Yes. 22 Q. So, he had three boys and you shad three clildren, I don't know the move the building. I don't know the first for how one back to the building. That's when I not go to her how of the building and he come back to the building. That's when I not go to her how of the building and he come back to the building. They have a lot of problem between Marina and Jose move out of the 25 Q. When did Jose move out of the 26 That's one of the reasons I not continue be 27 C. When did Jose move out of the 28 C. That's one of the reasons I not continue be		Q. When they moved in?	3	A. I'm not sure. I'd say about
6 moved in? 7 A. Not a year because I went 8 Michael's first year birthday. 9 Q. You went to Michael's first 10 birthday party? 11 A. Yes. 12 Q. Mho invited you to Michael's 13 first birthday party? 14 A. I'd say both. 15 Q. You got a written invitation? 16 A. Yes. 17 Q. How did you meet Jose and 18 Marian when they moved in? 19 A. I know for my friend Iliana. 20 She's friend with Marina and I see Marina 21 then she come to Iliana's house and we start 22 talking in the building, in the laundry 23 room, you know. 24 Q. Does Iliana live in the 25 building, too? 24 A. No, she moved to Florida. 3 Q. But at the time she lived in 4 the building? 4 A. Yes. 9 Q. How old were your children when 10 Jose moved in? 11 A. What year you say is Andrew 22 around my daughter is around, I think 13 ten, eleven, something like that because 14 when 15 Q. Who, Haydee? 16 A. Haydee. I'd say around eleven. 17 Q. How old was Jose when they 18 moved in? 19 A. Twenty something. 10 Q. You were not friends with him when they 19 A. Twenty something. 10 Q. You were adoptors. They would inthe building. They have 21 and how come back to the building. They have 22 A. Yes. 23 Q. Hon did was Jose when they 25 building. They have 26 A. Yes. 9 Q. How old was Jose when they 27 A. Yes. 9 Q. Who, Haydee? 18 A. Twenty something. 19 A. Twenty something. 10 Q. Did you go to Michael's first 19 A. Yes. 10 Did you go to Michael's first 11 Direction of the word of problem between Marina and Jose. 19 A. Yes. 10 Did you go to Michael's first 10 Did you go to Michael's first 10 Did you go to Michael's first 11 Direction of the word of the moved fire and two with Marin and Jose they have a lot of problem between Marina and Jose and he come back to the building. They have 24 A. Yes. 25 Q. Who did you go to Michael's first 26 Did you go to Michael's first 27 D. How old was Jose when they 28 Moved in? 29 Q. Who did you go to Michael's first 20 Q. Who did you go	1	A. Yes.	4	maybe three or four years.
A. Not a year because I went 8 Michael's first year birthday. 9 Q. You went to Michael's first 10 birthday party? 11 A. Yes. 12 Q. Mho invited you to Michael's 13 first birthday party? 14 A. I'd say both. 15 Q. You got a written invitation? 16 A. Yes. 17 Q. How did you meet Jose and 18 Marina when they moved in? 19 A. I know for my friend Iliana. 19 A. I know for my friend Iliana. 21 when she come to Iliana's house and we start 21 talking in the building, in the laundry 22 room, you know. 24 Q. Does Iliana live in the 25 building, too? 26 A. No, she moved to Florida. 3 Q. But at the time she lived in 4 the building? 5 A. Yes, on the fifth floor, too. 6 Q. Now, when Jose moved in, you 7 had three children; right? 8 A. Yes. 9 Q. How old were your children when 10 Jose moved in? 11 A. What year you say is Andrew 21 around - my daughter is around, I think 13 ten, eleven, something like that because 14 when 15 Q. Who, Haydee? 16 A. Haydee. I'd say around eleven. 17 Q. How old were your children when 18 moved in? 19 A. Twenty something. 10 Q. Who, Haydee? 11 A. Yes, and my husband, too. 12 Q. When did Jose move out of the 13 first birthday party with your whole family? 14 A. They buy a house. 16 D. Dod you go to Michael's 16 A. Yes. 16 Q. Jose left, he left with his 17 whole family? 18 A. Yes, he move with the kids and 19 his wife. 20 Q. How many kids did he have when 19 his wife. 20 Q. How many kids did he have when 21 he moved? 22 A. Michael's the first and two 22 Q. So, he had three boys and you 23 had three girls? 24 A. Yes. 25 Q. And he was still married to 26 Naria when he moved? 27 Q. And he was still married to 28 Maria when he moved? 29 A. Yes. 20 Let unter the time they move he heiliding. I he visual with him when they 29 A. Yes. 20 Let unter the thing the provent him the time the freat and two 29 Dose moved in? 20 Let unter the provent him the thing the time they moved? 20 Let unter the moved? 21 Let unter the provent him the time the proved? 22 A. Three. 23 Q. And he was still married to 24 A. Yes. I t		Q. How old was Michael when they	5	Q. In the past, three or four
8 Michael's first year birthday. 9 Q. You went to Michael's first 10 birthday party? 11 A. Yes. 12 Q. Whio invited you to Michael's 13 first birthday party? 14 A. I'd say both. 15 Q. You got a written invitation? 16 A. Yes. 17 Q. How did you meet Jose and 18 Marina when they moved in? 19 A. I know for my friend Iliana. 10 She's friend with Marina and I see Marina 11 when she come to Iliana's house and we start 12 talking in the building, in the laundry 12 room, you know. 13 Q. Does Iliana live in the 14 building. 15 A. Yes. 16 Q. Jose left, he left with his 17 whole family? 18 A. Yes, he move with the kids and 19 his wife. 20 Q. How many kids did he have when 21 his wife. 22 A. Michael's the first and two 23 room, you know. 24 A. Michael's the first and two 25 more boys. I don't remember their names. 26 A. Yes, on the fifth floor, too. 27 Q. Now, when Jose moved in, you 28 A. Yes. 29 Q. How old were your children when 10 Jose moved in? 11 A. Twenty something. 12 around my daughter is around, I think 13 ten, eleven, something like that because 14 when 15 Q. Who, Haydee? 16 A. Haydae. I'd say around eleven. 17 Q. How old was Jose when they 18 moved in? 19 A. Twenty something. 20 Q. Did you go to Michael's first 21 birthday party with your whole family? 22 A. Yes. 23 Q. Your three daughters, too? 24 A. Yes, and my husband, too. 25 Q. When did Jose move out of the 26 Q. When did Jose move out of the 27 Thirst one of the reasons I not continue be 28 Thirst woo buildings together. I know 29 Jose moved that the building. They have 29 and he come back to the building. They have 29 and he come back to the building. They have 29 and he come back to the building. They have 29 and he come back to the building. They have 29 and he come back to the building. They have 29 and he come back to the building. They have 29 and he come back to the building. They have 29 and he come back to the building. They have 29 and he come back to the building. They have 29 and he come back to the building. They have 29 alot of problems	6	moved in?	6	years ago?
9 Q. Do you know why he moved out of 10 birthday party? 11 A. Yes. 12 Q. Who invited you to Michael's 11 A. They buy a house. 13 first birthday party? 14 A. I'd say both. 15 Q. You got a written invitation? 16 A. Yes. 17 Q. How did you meet Jose and 18 Marina when they moved in when she come to Iliana's house and we start 2 talking in the building, too? 16 Q. Does Iliana live in the 2 Q. Did you stay firends with them from the time that Jose left? 17 Q. How did you meet Jose and 18 Marina when they moved in? 18 Marina when they moved in? 19 A. I know for my friend Iliana. 20 She's friend with Marina and I see Marina 21 when she come to Iliana's house and we start 2 talking in the building, in the building, in the building, too? 21 A. GOMEZ 2 A. No, she moved to Florida. 22 Q. Does Iliana live in the 2 Does Iliana live in th	7	A. Not a year because I went	7	·
birthday party?  11	8	Michael's first year birthday.	8	•
11 A. Yes. 12 Q. Who invited you to Michael's 13 first birthday party? 14 A. I'd say both. 15 Q. You got a written invitation? 16 A. Yes. 17 Q. How did you meet Jose and 18 Marina when they moved in? 19 A. I know for my friend Iliana. 20 She's friend with Marina and I see Marina 21 when she come to Iliana's house and we start 21 talking in the building, in the laundry 22 room, you know. 23 Q. Does Iliana live in the 24 Q. Does Iliana live in the 25 building, too? 26 A. Yes, on the fifth floor, too. 27 A. O. But at the time she lived in 28 A. Yes. 29 Q. How old were your children when 20 Jose moved in? 21 A. GOMEZ 22 A. No, she moved to Florida. 23 Q. But at the time she lived in 24 the building? 25 A. Yes, on the fifth floor, too. 26 Q. Now, when Jose moved in, you 27 had three children; right? 28 A. Yes. 29 Q. How old were your children when 20 Jose moved in? 21 A. What year you say is Andrew 22 around my daughter is around, I think 23 ten, eleven, something like that because 24 when 25 Q. Who, Haydee? 26 A. Haydee. I'd say around eleven. 27 Q. Did you go to Michael's first 28 birthday party with your whole family? 29 Q. Did you go to Michael's first 29 birthday party with your whole family? 20 Q. Your three daughters, too? 21 Q. When did Jose move out of the 22 Q. So, he had three boys and you 23 had three girls? 24 A. Yes. 25 Q. Who haydee? 26 A. Yes and my husband, too. 27 So, he had three boys and you 28 had three pirls? 29 A. Yes. 29 Q. How many kids did he have when 29 A. Trene. 20 A. Three. 21 A. They 20 A. Michael's the first and two 22 D. So, he had three boys and you 23 had three girls? 24 A. Yes. I think one is Michael. 25 Christopher and I forgot the other one. I'm 26 not sure. 27 A. And he was still married to 28 Marina when he moved? 29 A. Yes. 20 Q. When did not have when 21 the time thay Jose when the when 22 D. How many kids did he have when 24 A. Yes. 25 C. Michael was the first when 26 D. How many kids did he have when 27 he noved? 28 A. Yes. I think one is Michael 29 C. So, he had thr	9	Q. You went to Michael's first	9	Q. Do you know why he moved out of
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20 41 111011 070 0000	8 9 10 11 12 13 14 15 16 17 18 19 20 22	had three children; right?  A. Yes. Q. How old were your children when Jose moved in? A. What year you say is Andrew around my daughter is around, I think ten, eleven, something like that because when Q. Who, Haydee? A. Haydee. I'd say around eleven. Q. How old was Jose when they moved in? A. Twenty something. Q. Did you go to Michael's first birthday party with your whole family? A. Yes. Q. Your three daughters, too?	6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	Q. And he was still married to Marina when he moved? A. Yes. Q. You were not friends with him at the time he moved? A. Let me tell the truth. I started more be friends with him when they started having problem with Marina and Jose and he move the building and he come back to the building. That's when I not go to her house no more. I stay my distance because they have a lot of problem between Marina and Jose, and he moved to Washington Street in the little building. I don't know the name. It's two buildings together. I know Jose moved there. I don't know for how long and he come back to the building. They have
	8 9 10 11 12 13 14 15 16 17 18 19 20 24	A. Yes. Q. How old were your children when Jose moved in? A. What year you say is Andrew around my daughter is around, I think ten, eleven, something like that because when Q. Who, Haydee? A. Haydee. I'd say around eleven. Q. How old was Jose when they moved in? A. Twenty something. Q. Did you go to Michael's first birthday party with your whole family? A. Yes. Q. Your three daughters, too? A. Yes, and my husband, too.	6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24	Q. And he was still married to Marina when he moved? A. Yes. Q. You were not friends with him at the time he moved? A. Let me tell the truth. I started more be friends with him when they started having problem with Marina and Jose and he move the building and he come back to the building. That's when I not go to her house no more. I stay my distance because they have a lot of problem between Marina and Jose, and he moved to Washington Street in the little building. I don't know the name. It's two buildings together. I know Jose moved there. I don't know for how long and he come back to the building. They have a lot of problems between Marina and Jose.

Case 7:07-cv-09296-CS Document 13-3 Filed 04/17/2008 Page 13 of 57 47 A. GOMEZ A. GOMEZ 1 close with Marina and Jose. They went with me to the pool together. I went to Marina's sister's birthday at the Q. So, he moved out of the building to Washington Street and then he time. 5 Q. What is the age difference came back? Α. 6 between Michael and Haydee? Yes. Q. 7 Α. Michael is maybe twelve, How long was he gone? Α. I don't know because at the 8 something like that, twelve years old and time I know happened but I'm not talking too Haydee is twenty-four in July, you know. 10 The relation is cute; boy come into my much with Marina and I don't know how long he stay out of the house, but I know 11 house, stay and Bridgette play with Michael. That's one of the reasons that I 12 Everything is funny because they little. happened. stop, you know, she's involved in her That's the relation they have, not really a 13 friend because the age is very different. problem and I'm going to stay away. 14 How do you know that they were 15 Q. After Jose moved into the Q. building, what relationship did Mario Gomez having problems? 16 have with Jose Quinoy? Α. Everybody know in the building 17 MS. MARINELLI: Just objection. because she threw the clothes on the floor 18 19 in the hallway and she fight with somebody You can answer. 20 Α. Like me. at the YMCA for her husband cheating. She fight in the YMCA with another woman in 21 When Jose had problems with his wife, your husband Mario also didn't have 22 Tarrytown and everybody know about that. 23 anything to do with them? Remember, it's a building. Was her apartment right above 24 Α. No. no. The relation they have Q. 25 yours? 46 48 A. GOMEZ A. GOMEZ 1 No. I live in the corner at the 2 MS. MARINELLI: There is no time it happened and she living in the 3 question now. 4 MR. SOKOLOFF: Maybe she's middle of the building and they move to the 5 answering the previous -ninth floor. When he have two more boys they changed the apartment to 9E. 6 The relation I know they have 7 is see in the bar, Jose pay beer for Mario, Q. When he moved to 9E, were you in 4E? 8 Mario pay beer for Jose, but not close. Α. 9 That's the relation they have. Yes, yes. Was your friend Iliana friends 10 Q. That's when they were living in Q. with the Quinoys? 11 the building? 12 Α. When they start having problem, Α. No. she move at the time to She move around ten years, nine Marina and Jose. That's the relation they Florida. 13 Mario see in the bar, I pay the bill vears to Florida. 14 have. for you, you pay the bill for me. That's Q. Did any of your three girls 15 play with any of the Quinoy boys? 16 the relationship they have. Not continue Α. Yes, sometimes they come to my 17 the business or something out together, something like that, like me. house, play with my kids. They eat in my 18 Q. What bar did your husband see house. That's the relation that I have. 19 20 Jose in? Q. Which one of the Quinoy boys 21 Α. I don't know anything about came and ate at your house? Michael. I'm very close when 22 Mario and Jose. That's what I think.

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they only have Michael. When they have the

two little, I'm not very close.

coming to my house, something like that. 25

They not

23 24 can't say nothing about Mario and Jose

because -- I can't say nothing about that.

Why did you just say they

Case 7:07-cv-09296-CS Document 13-3 Filed 04/17/2008 Page 14 of 57 51 A. GOMEZ A. GOMEZ 1 not sure; maybe five, but around five, four bought each other beers in a bar? 2 years. Because Mario told me one day, 3 Did you know before they moved "Oh, I saw Jose in the bar. He pay me beer, Q. to the house that they were going to move? I pay beer," like that, comments like that. Α. No. I never went in the bar in Tarrytown or How did you find out that they Q. nowhere, and he made comments, you know, 7 moved? Jose -- "I pay beer for Jose," comments like Everybody talk they moved to Α. that, normal comments. That's what I say the house and you see the people when they 10 now about that. 10 going out. That's the building. Before Jose moved out of the 11 Q. 11 Did he say good-bye to you? 12 Q. building -- it was one-time that Jose moved 12 No, because sometimes you --Α. 13 out of the building and then came back? 13 the moment people move, you see. You not 14 That I know, yes. Α. 14 You no see nothing, you know. 15 He moved to a house --15 Q. But he didn't call you or write Q. 16 No, he moved a little building. 16 17 you? MS. MARINELLI: He's not 17 Α. No, no, no, no. 18 finished with the question yet, 18 After he and his family moved Awilda. Wait until he finishes the 19 Q. 19 to the house, did you ever speak to him 20 question. 20 again before October of 2006? 21 When he moved out for good, he 21 I talking one-time or two times Α. 22 moved to a house? 22 with Marina in the basement and I talking No, that's a little building, 23 23 Α. with Jose about car because I buy a minivan 24 twin building, three floor. 24 and he asked me simple question, not 25 You know where he moved to? 25 52 A. GOMEZ A. GOMEZ 1 1 conversation I go to the house or something Α. Now -- at the time in 2 like that. I say hello and I see in the Washington but I don't know the apartment. 3 parking lot. One time I find credit card I don't know nothing -- Washington Street. 4 Marina lose in the parking lot and I find I know the building but I don't know the 5 and I give it to him, but normal things, not name of the building. 6 conversation. 7 When he moved, he moved with Q. 7 When he moved out to a house, Q. his whole family? 8 right, why was his wife in the basement? 9 Α. No, only him. 9 Making laundry and she talking Α. 10 His wife stayed in the Q. 10 11 with me. building? 11 She didn't live there anymore? Ο. 12 Α. Yes. 12 No, she not live there anymore. Α. 13 13 Q. Then he came back? She came back to the building 14 Q. Α. Yes. 14 to do her laundry? 15 Then later on the whole family Q. 15 No, no, I talking before. Α. 16 moved? 16 I'm talking after. Q. 17 Not later on; past year, couple Α. 17 After, I not see Marina no Α. years and that's when they move to the house 18 18 more. I see one or two times in the street, 19 19 that they buy. "Hi, hi," and that's it. The whole family moved together 20 20 Q. How about Jose? Q. 21 to a house? 22 Α. I see Jose when he working Α. Yes. 2.7 around the town but I don't have 23 Q. When was that, three or four 23 24 conversation. years ago? 24 What work, as a police officer? Q. I'm 25 Three or four years ago. Α. 25 Page 49 to 52 of 190

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	53	7-3	55
1	A. GOMEZ	1	A. GOMEZ
2	A. Yes. The last time that I	2	know they spoke twice; just tell me what it
3	talking with Jose that's in Sleepy Hollow	3	is.
	High School at Stephanie's graduation. He	4	A. Maybe they spoke one or two
_	was there. I remember. When graduation	5	times.
6	finished, he was there and he say hello to	6	Q. When you say maybe, does that
7	me and that's it. That's the last time ${f I}$	7	mean you know they spoke one or two times?
8	talking with Jose.	8	A. Yes, yes.
9	Q. How about Marina?	9	Q. Why do you say maybe?
10	A. Marina?	10	A. I say maybe because I not
11	Q. When she moved, did you see her	11	really know how many times, but they talk.
12	anymore?	12	Q. How do you know they talked on
13	A. No.	13	the phone?
14	Q. Did you talk to her on the	14	A. Because she tell me, my
15	phone?	15	daughter tell me.
16	A. No, no.	16	Q. What did she say about her
17	Q. After the Quinoy family moved,	17	talking to Jose on the phone?
18	after, did any of your daughters speak to	18	MS. MARINELLI: Just note my
19	anybody in the Quinoy family?	19	objection.
20	A. My daughter, Haydee, speak with	20	A. She say, "Oh, I talk with Jose.
21	Jose.	21	I saw Jose," but Jose is a friend of mine
22	Q. How do you know that?	22	and my family. I don't see nothing wrong
23	A. Because she told me and I see	23	about that, you know.
24	in the cell phone building and she told me	24	Q. Did your husband find out that
25	that she friends with Jose.	25	your daughter was talking to Jose?
	54	4	A. GOMEZ
1	A. GOMEZ	1 2	A. My husband is not find out.
2	Q. When he did she first tell you	3	MS. MARINELLI: Just answer the
3	she was friends with Jose?	"	7,01
4		1 4	question. Awilda.
1	A. I not remember.	4 5	question, Awilda. A. He know because somebody tell
5	${f Q}$ . What did you say to her when	5	A. He know because somebody tell
5 6	Q. What did you say to her when she told you she was friends with Jose?	1 .	A. He know because somebody tell Haydee talking with Jose but he not find
5 6 7	<ul><li>Q. What did you say to her when</li><li>she told you she was friends with Jose?</li><li>A. That she saw Jose and she say</li></ul>	5 6	A. He know because somebody tell Haydee talking with Jose but he not find because he checking the bills or something
5 6 7 8	Q. What did you say to her when she told you she was friends with Jose?  A. That she saw Jose and she say hello and she talking with Jose, but she not	5 6 7	A. He know because somebody tell Haydee talking with Jose but he not find
5 6 7 8 9	Q. What did you say to her when she told you she was friends with Jose?  A. That she saw Jose and she say hello and she talking with Jose, but she not explain why she was talking. She only say	5 6 7 8	A. He know because somebody tell Haydee talking with Jose but he not find because he checking the bills or something like that.
5 6 7 8 9	Q. What did you say to her when she told you she was friends with Jose?  A. That she saw Jose and she say hello and she talking with Jose, but she not explain why she was talking. She only say she saw Jose and that's it.	5 6 7 8 9	A. He know because somebody tell Haydee talking with Jose but he not find because he checking the bills or something like that.  MR. SOKOLOFF: Read that back.
5 6 7 8 9 10	Q. What did you say to her when she told you she was friends with Jose?  A. That she saw Jose and she say hello and she talking with Jose, but she not explain why she was talking. She only say she saw Jose and that's it.  Q. Did your daughter talk to Jose	5 6 7 8 9	A. He know because somebody tell Haydee talking with Jose but he not find because he checking the bills or something like that.  MR. SOKOLOFF: Read that back.  (Whereupon, the reporter read
5 6 7 8 9 10 11 12	Q. What did you say to her when she told you she was friends with Jose?  A. That she saw Jose and she say hello and she talking with Jose, but she not explain why she was talking. She only say she saw Jose and that's it.  Q. Did your daughter talk to Jose on the telephone?	5 6 7 8 9 10	A. He know because somebody tell Haydee talking with Jose but he not find because he checking the bills or something like that.  MR. SOKOLOFF: Read that back.  (Whereupon, the reporter read back the requested material.)
5 6 7 8 9 10	Q. What did you say to her when she told you she was friends with Jose?  A. That she saw Jose and she say hello and she talking with Jose, but she not explain why she was talking. She only say she saw Jose and that's it.  Q. Did your daughter talk to Jose on the telephone?  A. That I know, yes, one-time but	5 6 7 8 9 10 11	A. He know because somebody tell Haydee talking with Jose but he not find because he checking the bills or something like that.  MR. SOKOLOFF: Read that back.  (Whereupon, the reporter read back the requested material.)  Q. Somebody told your husband that
5 6 7 8 9 10 11 12 13	Q. What did you say to her when she told you she was friends with Jose?  A. That she saw Jose and she say hello and she talking with Jose, but she not explain why she was talking. She only say she saw Jose and that's it.  Q. Did your daughter talk to Jose on the telephone?	5 6 7 8 9 10 11 12 13	A. He know because somebody tell Haydee talking with Jose but he not find because he checking the bills or something like that.  MR. SOKOLOFF: Read that back.  (Whereupon, the reporter read back the requested material.)  Q. Somebody told your husband that Haydee was talking to Jose?
5 6 7 8 9 10 11 12 13	Q. What did you say to her when she told you she was friends with Jose?  A. That she saw Jose and she say hello and she talking with Jose, but she not explain why she was talking. She only say she saw Jose and that's it.  Q. Did your daughter talk to Jose on the telephone?  A. That I know, yes, one-time but I don't know my daughter is old. I no	5 6 7 8 9 10 11 12 13 14	A. He know because somebody tell Haydee talking with Jose but he not find because he checking the bills or something like that.  MR. SOKOLOFF: Read that back.  (Whereupon, the reporter read back the requested material.)  Q. Somebody told your husband that Haydee was talking to Jose?  A. Yes.
5 6 7 8 9 10 11 12 13 14 15	Q. What did you say to her when she told you she was friends with Jose?  A. That she saw Jose and she say hello and she talking with Jose, but she not explain why she was talking. She only say she saw Jose and that's it.  Q. Did your daughter talk to Jose on the telephone?  A. That I know, yes, one-time but I don't know my daughter is old. I no put attention about who call my daughter or	5 6 7 8 9 10 11 12 13 14 15	A. He know because somebody tell Haydee talking with Jose but he not find because he checking the bills or something like that.  MR. SOKOLOFF: Read that back.  (Whereupon, the reporter read back the requested material.)  Q. Somebody told your husband that Haydee was talking to Jose?  A. Yes.  Q. How do you know that?
5 6 7 8 9 10 11 12 13 14 15 16	Q. What did you say to her when she told you she was friends with Jose?  A. That she saw Jose and she say hello and she talking with Jose, but she not explain why she was talking. She only say she saw Jose and that's it.  Q. Did your daughter talk to Jose on the telephone?  A. That I know, yes, one-time but I don't know my daughter is old. I no put attention about who call my daughter or who my daughter call, you know.	5 6 7 8 9 10 11 12 13 14 15 16	A. He know because somebody tell Haydee talking with Jose but he not find because he checking the bills or something like that.  MR. SOKOLOFF: Read that back.  (Whereupon, the reporter read back the requested material.)  Q. Somebody told your husband that Haydee was talking to Jose?  A. Yes.  Q. How do you know that?  A. He tell me.
5 6 7 8 9 10 11 12 13 14 15 16 17	Q. What did you say to her when she told you she was friends with Jose?  A. That she saw Jose and she say hello and she talking with Jose, but she not explain why she was talking. She only say she saw Jose and that's it.  Q. Did your daughter talk to Jose on the telephone?  A. That I know, yes, one-time but I don't know my daughter is old. I no put attention about who call my daughter or who my daughter call, you know.  MS. MARINELLI: Just answer the	5 6 7 8 9 10 11 12 13 14 15 16 17	A. He know because somebody tell Haydee talking with Jose but he not find because he checking the bills or something like that.  MR. SOKOLOFF: Read that back.  (Whereupon, the reporter read back the requested material.)  Q. Somebody told your husband that Haydee was talking to Jose?  A. Yes.  Q. How do you know that?  A. He tell me. Q. He is your husband? A. Yes. Q. What did he say?
5 6 7 8 9 10 11 12 13 14 15 16 17 18	Q. What did you say to her when she told you she was friends with Jose?  A. That she saw Jose and she say hello and she talking with Jose, but she not explain why she was talking. She only say she saw Jose and that's it.  Q. Did your daughter talk to Jose on the telephone?  A. That I know, yes, one-time but I don't know my daughter is old. I no put attention about who call my daughter or who my daughter call, you know.  MS. MARINELLI: Just answer the question.	5 6 7 8 9 10 11 12 13 14 15 16 17 18	A. He know because somebody tell Haydee talking with Jose but he not find because he checking the bills or something like that.  MR. SOKOLOFF: Read that back.  (Whereupon, the reporter read back the requested material.)  Q. Somebody told your husband that Haydee was talking to Jose?  A. Yes.  Q. How do you know that?  A. He tell me.  Q. He is your husband?  A. Yes.  Q. What did he say?  A. He say, "Oh, you know Haydee is
5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	Q. What did you say to her when she told you she was friends with Jose?  A. That she saw Jose and she say hello and she talking with Jose, but she not explain why she was talking. She only say she saw Jose and that's it.  Q. Did your daughter talk to Jose on the telephone?  A. That I know, yes, one-time but I don't know my daughter is old. I no put attention about who call my daughter or who my daughter call, you know.  MS. MARINELLI: Just answer the question.  A. I don't know.	5 6 7 8 9 10 11 12 13 14 15 16 17 18	A. He know because somebody tell Haydee talking with Jose but he not find because he checking the bills or something like that.  MR. SOKOLOFF: Read that back.  (Whereupon, the reporter read back the requested material.)  Q. Somebody told your husband that Haydee was talking to Jose?  A. Yes.  Q. How do you know that?  A. He tell me.  Q. He is your husband?  A. Yes.  Q. What did he say?  A. He say, "Oh, you know Haydee is friends with Jose? They talking," and I
5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	Q. What did you say to her when she told you she was friends with Jose?  A. That she saw Jose and she say hello and she talking with Jose, but she not explain why she was talking. She only say she saw Jose and that's it.  Q. Did your daughter talk to Jose on the telephone?  A. That I know, yes, one-time but I don't know my daughter is old. I no put attention about who call my daughter or who my daughter call, you know.  MS. MARINELLI: Just answer the question.  A. I don't know.  Q. She did or you don't know?	5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	A. He know because somebody tell Haydee talking with Jose but he not find because he checking the bills or something like that.  MR. SOKOLOFF: Read that back.  (Whereupon, the reporter read back the requested material.)  Q. Somebody told your husband that Haydee was talking to Jose?  A. Yes.  Q. How do you know that?  A. He tell me.  Q. He is your husband?  A. Yes.  Q. What did he say?  A. He say, "Oh, you know Haydee is friends with Jose? They talking," and I say, "Yeah, she told me," and that's it.
5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	Q. What did you say to her when she told you she was friends with Jose?  A. That she saw Jose and she say hello and she talking with Jose, but she not explain why she was talking. She only say she saw Jose and that's it.  Q. Did your daughter talk to Jose on the telephone?  A. That I know, yes, one-time but I don't know my daughter is old. I no put attention about who call my daughter or who my daughter call, you know.  MS. MARINELLI: Just answer the question.  A. I don't know.  Q. She did or you don't know?  A. Maybe she did one-time, two	5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	A. He know because somebody tell Haydee talking with Jose but he not find because he checking the bills or something like that.  MR. SOKOLOFF: Read that back.  (Whereupon, the reporter read back the requested material.)  Q. Somebody told your husband that Haydee was talking to Jose?  A. Yes.  Q. How do you know that?  A. He tell me.  Q. He is your husband?  A. Yes.  Q. What did he say?  A. He say, "Oh, you know Haydee is friends with Jose? They talking," and I say, "Yeah, she told me," and that's it. The conversation was finished.
5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	Q. What did you say to her when she told you she was friends with Jose?  A. That she saw Jose and she say hello and she talking with Jose, but she not explain why she was talking. She only say she saw Jose and that's it.  Q. Did your daughter talk to Jose on the telephone?  A. That I know, yes, one-time but I don't know my daughter is old. I no put attention about who call my daughter or who my daughter call, you know.  MS. MARINELLI: Just answer the question.  A. I don't know.  Q. She did or you don't know?  A. Maybe she did one-time, two times. I don't know how many but I don't	5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	A. He know because somebody tell Haydee talking with Jose but he not find because he checking the bills or something like that.  MR. SOKOLOFF: Read that back.  (Whereupon, the reporter read back the requested material.)  Q. Somebody told your husband that Haydee was talking to Jose?  A. Yes.  Q. How do you know that?  A. He tell me.  Q. He is your husband?  A. Yes.  Q. What did he say?  A. He say, "Oh, you know Haydee is friends with Jose? They talking," and I say, "Yeah, she told me," and that's it. The conversation was finished.  Q. Who did your husband say told
5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 22 23	Q. What did you say to her when she told you she was friends with Jose?  A. That she saw Jose and she say hello and she talking with Jose, but she not explain why she was talking. She only say she saw Jose and that's it.  Q. Did your daughter talk to Jose on the telephone?  A. That I know, yes, one-time but I don't know my daughter is old. I no put attention about who call my daughter or who my daughter call, you know.  MS. MARINELLI: Just answer the question.  A. I don't know.  Q. She did or you don't know?  A. Maybe she did one-time, two times. I don't know how many but I don't know too much about my daughter's friends.	5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25	A. He know because somebody tell Haydee talking with Jose but he not find because he checking the bills or something like that.  MR. SOKOLOFF: Read that back.  (Whereupon, the reporter read back the requested material.)  Q. Somebody told your husband that Haydee was talking to Jose?  A. Yes.  Q. How do you know that?  A. He tell me.  Q. He is your husband?  A. Yes.  Q. What did he say?  A. He say, "Oh, you know Haydee is friends with Jose? They talking," and I say, "Yeah, she told me," and that's it. The conversation was finished.  Q. Who did your husband say told him?

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[	57		59
1	A. GOMEZ	1	A. GOMEZ
2	A. I don't know. He not say.	2	don't know how many he made. He not do
3	Q. Did your husband ever talk to	3	twenty years.
	Haydee about her being friends with Jose?	4	Q. He didn't do twenty years?
	MS. MARINELLI: Just note my	5	A. No, no I don't know about
6	objection.	6	that, let me tell you the truth.
7	A. Not from me.	7	Q. So, he didn't get a pension?
8	Q. Did you ever find out about it	8	A. Yeah, he have a pension.
9	afterwards?	9	Q. Was it a disability pension?
10	MS. MARINELLI: Objection.	10	MS. MARINELLI: Just objection.
11	A. Did I find that's what	11	A. Yeah, he have disability
12	happened on October 17th. That's what I	12	pension.
13	know they friends. I don't know nothing	13	Q. Did he have any kind of an
14	about that and I don't know Mario know	14	injury?
15	nothing. I don't know.	15	<ul> <li>A. He have a problem in the liver.</li> </ul>
16	Q. Your husband Mario was a New	16	Something happened when he worked in B5 and
17	York City corrections officer?	17	somebody hit in the liver and he have
18	A. Yes.	18	damage, something like that.
19	Q. When did he become a	19	Q. He got hit in the liver?
20	corrections officer?	20	A. Yes, and he have problem in the
21	A. He started July 14th I'm not	21	liver, too.
22	sure 14th I think June or July 27th,	22	Q. Was he sick?
23	1984 he started.	23	A. Now, no.
24	Q. Where did he work, Riker's	24	Q. No, is that why he retired
25		105	
1 4	Island?	25	because he got sick?
<b> </b> *	1stand? 58	25	60
1		1	A. GOMEZ
	58		60 A. GOMEZ MS. MARINELLI: Just objection.
1	A. GOMEZ	1	A. GOMEZ  MS. MARINELLI: Just objection.  A. Yes.
1	58 A. GOMEZ A. He working at Riker's and	1 2	A. GOMEZ  MS. MARINELLI: Just objection.  A. Yes.  Q. What kind of sickness did he
1 2 3	A. GOMEZ  A. He working at Riker's and working in the Bronx in supreme court.	1 2 3	A. GOMEZ  MS. MARINELLI: Just objection.  A. Yes.  Q. What kind of sickness did he have?
1 2 3 4	A. GOMEZ  A. He working at Riker's and working in the Bronx in supreme court.  Q. How tall is your husband?	1 2 3 4	A. GOMEZ  MS. MARINELLI: Just objection.  A. Yes. Q. What kind of sickness did he have?  MS. MARINELLI: Just objection.
1 2 3 4 5	A. GOMEZ  A. He working at Riker's and working in the Bronx in supreme court.  Q. How tall is your husband?  A. Five ten.	1 2 3 4 5	A. GOMEZ  MS. MARINELLI: Just objection.  A. Yes.  Q. What kind of sickness did he have?  MS. MARINELLI: Just objection.  A. Well, he have problem in the
1 2 3 4 5 6	A. GOMEZ  A. He working at Riker's and working in the Bronx in supreme court.  Q. How tall is your husband?  A. Five ten.  Q. In October of 2006, how much	1 2 3 4 5 6	A. GOMEZ  MS. MARINELLI: Just objection.  A. Yes. Q. What kind of sickness did he have?  MS. MARINELLI: Just objection. A. Well, he have problem in the liver. That's what I know.
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Γ	61		63
1	A. GOMEZ	1	A. GOMEZ
2	Hepatitis-C?	2	him, something like that, but they take it
3	A. Yes.	3	and I never listen anything about that. I
'	Q. When did he find out about	4	never call, I never ask for the gun back.
İ	that?	5	He no want to anyway.
	A. Good question. I don't know.	6	Q. Did he visit with a corrections
6	Q. When did he tell you?	7	department psychiatrist?
7		8	MS. MARINELLI: Just objection.
8	A, I find it MS. MARINELLI: Just when did	9	A. No, he have interview with
9		10	corrections department psychiatrist but he
10	he tell you, do you know?  A. I don't know. I no remember.	11	not visit.
11		12	Q. He had an interview with the
12	Q. As far as you know, did your	13	corrections department psychiatrist?
13	husband have psychological problems?	14	A. When he sick.
14	MS, MARINELLI: Objection.	15	Q. How do you know he had an
15	A. I not say psychological. He	'-	interview with the corrections department
16	have problem where he find he is Hepatitis,	16	
17	you know, like somebody say he have seizure.	17	psychiatrist? A. I give the ride.
18	He coming down, he feel bad or whole	18	
19	situation. He feel at the age he want to	19	Q. You gave him a ride?
20	continue to work and he feel depressed, he	20	A. Yes, the department do
21	feel like that because before he never have	21	evaluation.
22	a problem with psychological problem. He	22	Q. They did a psychological
23	never went psychiatric. He never went on	23	evaluation on him?
24	medication. Everything happen at the time	24	MS. MARINELLI: Note my
25	he have to get out with the department and	25	objection.
LZD		+	
25	62	1	64
1	A. GOMEZ	1	A. GOMEZ
1	A. GOMEZ now he's fine. The years that I live with	1 2	A. GOMEZ  A. Not evaluation. They talking
1	A. GOMEZ  now he's fine. The years that I live with him he's depressed for the situation, not	1 2 3	A. GOMEZ  A. Not evaluation. They talking with somebody. They want to see everything
1 2	A. GOMEZ  now he's fine. The years that I live with him he's depressed for the situation, not because he's crazy or something like that.	1 2 3 4	A. GOMEZ  A. Not evaluation. They talking with somebody. They want to see everything around him before they terminate, put out
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1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	A. GOMEZ  now he's fine. The years that I live with him he's depressed for the situation, not because he's crazy or something like that.  Q. Depressed because he was sick?  A. Depressed because the type of sick that he have.  Q. Did your husband carry a gun?  A. No.  Q. When he was a corrections officer, did he carry a gun?  A. Yes.  Q. Did he stop carrying a gun?  A. Yes.  Q. When did he stop carrying a gun?  A. When he sick.  Q. Why did he stop carrying a gun, if you know?	1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	A. Not evaluation. They talking with somebody. They want to see everything around him before they terminate, put out the department with disable because they continue to pay and they want to be sure everything, you know, that everything affecting him and they want to be sure what is really that they have. That's when they do it but they do it one-time. I bring there, he talk with somebody and he come home with me.  Q. Did you take him to Leprac (ph.) City in Queens?  A. Excuse me?  Q. When you went down to the corrections department, was that in Queens?  A. No.  Q. Where was it?  A. To see the doctor, I saw the doctor in Manhattan.
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1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 24	A. GOMEZ  now he's fine. The years that I live with him he's depressed for the situation, not because he's crazy or something like that.  Q. Depressed because he was sick?  A. Depressed because the type of sick that he have.  Q. Did your husband carry a gun?  A. No.  Q. When he was a corrections officer, did he carry a gun?  A. Yes.  Q. Did he stop carrying a gun?  A. Yes.  Q. When did he stop carrying a gun?  A. When he sick.  Q. Why did he stop carrying a gun, if you know?  MS. MARINELLI: Just objection.  A. He didn't feel well and department coming and take it.	1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	A. Not evaluation. They talking with somebody. They want to see everything around him before they terminate, put out the department with disable because they continue to pay and they want to be sure everything, you know, that everything affecting him and they want to be sure what is really that they have. That's when they do it but they do it one-time. I bring there, he talk with somebody and he come home with me.  Q. Did you take him to Leprac (ph.) City in Queens?  A. Excuse me?  Q. When you went down to the corrections department, was that in Queens?  A. No.  Q. Where was it?  A. To see the doctor, I saw the doctor in Manhattan.  Q. Did you talk to the doctor?  A. Yes.  Q. And he asked you questions
1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 22 23	A. GOMEZ  now he's fine. The years that I live with him he's depressed for the situation, not because he's crazy or something like that.  Q. Depressed because he was sick?  A. Depressed because the type of sick that he have.  Q. Did your husband carry a gun?  A. No.  Q. When he was a corrections officer, did he carry a gun?  A. Yes.  Q. Did he stop carrying a gun?  A. Yes.  Q. When did he stop carrying a gun?  A. When he sick.  Q. Why did he stop carrying a gun, if you know?  MS. MARINELLI: Just objection.  A. He didn't feel well and department coming and take it.  Q. The department took his gun?	1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25	A. Not evaluation. They talking with somebody. They want to see everything around him before they terminate, put out the department with disable because they continue to pay and they want to be sure everything, you know, that everything affecting him and they want to be sure what is really that they have. That's when they do it but they do it one-time. I bring there, he talk with somebody and he come home with me.  Q. Did you take him to Leprac (ph.) City in Queens?  A. Excuse me?  Q. When you went down to the corrections department, was that in Queens?  A. No.  Q. Where was it?  A. To see the doctor, I saw the doctor in Manhattan.  Q. Did you talk to the doctor?  A. Yes.  Q. And he asked you questions about Mario?

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Γ	65		67
1	A. GOMEZ	1	A. GOMEZ
1	A. Yes.	2	know that day.
2	Q. And you told him things?	3	Q. You invited all the people?
3	A. Yes.	4	A. Yes, I do everything. I
	Q. Did anybody else at the	5	invite all the people. I rent the I do
	corrections department talk to you about	6	everything.
6		7	Q. Did you invite Jose Quinoy?
7	Mario? A. Not really.	8	A. Yes.
8		9	Q. Why?
9		10	A. At the time he's very close
10	that you spoke to?  A. I don't know. I don't know the	11	with me. He's my friend and I invite him.
11		12	Q. He was very close with you?
12	lady doctor. Q. Did you ever find out how your	13	A. Oh, yes. I visit his house, he
13	•	14	visit my house at the time.
14	husband got Hepatitis-C?	15	Q. Do you have any pictures or
15	MS. MARINELLI: Just objection.	16	videos from that party?
16	A. That, I think I remember they	17	A. Yes.
17	have big fight in the corrections department	18	Q. Do you remember if Jose got
18	and they come in gloves, all the place.	19	your husband a gift?
19	Before they not use gloves. They not use	20	A. Yes.
20	nothing. That's where I think they find it	21	Q. What did he get him?
21	because the way they find it is for drug or	22	A. A jacket.
22	something like that. He never use drug.	ļ	Q. A jacket?
23	Nobody in my house have it, only him.	23	A. Yes, Navy blue jacket for
24	That's what I think happened with him.	24	
25	That's where they give disabled that they	25	68
	66	1	A. GOMEZ
1	A. GOMEZ	1	Q. Was Jose' whole family there?
2	give you because they find maybe or he	3	A. No, Jose, his wife.
3	taking the job where he working.		Q. After Jose moved out of the
4	Q. Would you say that your husband	4	building, did you ever see your daughter
5	had a bad temper?	5	Haydee talking to Jose?
6	A. No.	6	A. No.
7	MS. MARINELLI: Objection.	8	Q. Did your husband ever tell you
8	A. I not say.	-	that he saw Jose talking to Haydee?
9	Q. Did you ever see him get	10	A. Yes.
10	violent at all?	11	MS. MARINELLI: Just objection.
11	A. No, not bad temper.	12	Q. What did your husband say about
12	Q. Did you have a 40th birthday	1	that?
13	party for your husband?	13	MS. MARINELLI: Objection.
14	A. Yes.	14	A. He tell me that he saw Haydee
15	Q. When was that?	15	talking with Jose, nothing special, nothing
16	A. He's fifty; ten years ago.	16	"Oh, I saw Haydee talking to Jose." I no
17	Q. Where was it?	17	remember for what reason and they talking
18	A. In Hilton Hotel in Tarrytown.	18	and Mario leave; normal things.
19	Q. How many people were there?	19	Q. He saw them talking on the
20	A. Sixty, sixty-five.	20	street?
'	Q. Was it a surprise party?	21	T to the term of t
2′2	A. What?	22	A. I think in the street, yes. I not remember yeah, I think in the street.
23	Q. Surprise party?	23	
24	A. Surprise, but he find the day	24	Q. Did he say where he saw them? A. No. He no made a big deal
25	before. It supposed to be a surprise but he	25	

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Г	69		71
1	A. GOMEZ	1	A. GOMEZ
2	about that; simple conversation.	2	understand what it has to do who told
3	Q. Did anybody tell you that	3	her husband about dating. I think we
	Haydee and Jose were dating?	4	probably should.
	A. No	5	Who is the magistrate?
6	Q. Did anybody tell your husband	6	MR. SOKOLOFF: I don't know.
7	that you're aware of that Haydee and Jose	7	MS. MARINELLI: Was this given
8	were dating?	8	to a magistrate?
9	MS. MARINELLI: Just objection	9	MR. SOKOLOFF: I don't know.
10	and I'm going to ask her not to	10	The Complaint says it's Judge Bryant.
11	answer that. You're constantly	11	MS. MARINELLI: Right, it does
12	asking her about Mario and what he	12	and I know there was an appearance
13	knows. I'm going to object and this	13	before Judge Bryant. I don't know if
14	is about her and related to qualified	14	he I know Judge Bryant has been
15	immunity so I'm going to object and	15	referring his cases.
16	direct her not to answer that.	16	MR. SOKOLOFF: What's that?
17	MR. SOKOLOFF: You're directing	17	MS. MARINELLI: I know he's
18	her not to answer?	18	been referring his cases to
19	MS. MARINELLI: Yes.	19	magistrates.
20	MR. SOKOLOFF: Are you	20	MR. SOKOLOFF: He's ill, right?
21	asserting a privilege?	21	MS. MARINELLI: Off the record.
22	MS. MARINELLI: I don't have to	22	(Whereupon, a discussion was
23	assert a privilege. You're way	23	held off the record.)
24	beyond the scope of what this	24	MR. SOKOLOFF: Read back the
25	deposition is supposed to be. If you	25	question.
ſ	70		72
1	A. GOMEZ	1	A. GOMEZ
2	want to call the court, you can. I	2	(Whereupon, the reporter read
3	allowed a lot of leeway about the	3	back the requested material.)
4	corrections officer and corrections	4	MS, MARINELLI: Over objection.
5	department which has nothing to do	5	I'll let you answer it. If it
6	with qualified immunity.	6	continues, we'll have to call Judge
7	MR. SOKOLOFF: What do you	7	Bryant.
8	think qualified immunity is	8	Do you remember the question,
9	restricted to?	9	Awilda?
10	MS. MARINELLI: To her, her	10	THE WITNESS: Repeat again.
11	actions with	11	MR. SOKOLOFF: She'll repeat
12	MR. SOKOLOFF: It's one	12	it.
13	incident with her and her husband.	13	(Whereupon, the reporter read
14	MS. MARINELLI: No, it's with	14	back the requested material.)
15	her and Jose Quinoy.	15	A. What you want to know before
16	MR. SOKOLOFF: We'll call the	16	the incident, after the incident?  MS. MARINELLI: Before the
17	court.	17	incident he's talking about.
1	MC MADINETLI. I think maybe	18	A. No, he not say anything to me
18	MS. MARINELLI: I think maybe	40	a near time that sav allychilling to MC
19	we should because you already deposed	19	
	we should because you already deposed Mario Gomez. I think you're trying	20	about that.
19 20	we should because you already deposed Mario Gomez. I think you're trying to use this deposition to knock out	20 21	about that. Q. Something happened on that
19 20 22	we should because you already deposed Mario Gomez. I think you're trying to use this deposition to knock out that case and I object.	20 21 22	about that.  Q. Something happened on that after the incident?
19 20 22 23	we should because you already deposed Mario Gomez. I think you're trying to use this deposition to knock out that case and I object. MR. SOKOLOFF: All right, let's	20 21 22 23	about that.  Q. Something happened on that after the incident? A. No.
19 20 22	we should because you already deposed Mario Gomez. I think you're trying to use this deposition to knock out that case and I object.	20 21 22	about that.  Q. Something happened on that after the incident?

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	73		75
1	A. GOMEZ	1	A. GOMEZ
2	paying for drinks and food for him in a	2	Q. No, Joe Cotaral?
3	restaurant or a bar?	3	A. Speak what?
	A. No, nobody told me.	4	Q. Ever talk to him?
	Q. Did your husband tell you that	5	MS. MARINELLI: Just ever?
6	anybody told him that?	6	MR. SOKOLOFF: Yes.
7	A. No.	7	A. Oh, yeah, "Hi, how are you?"
8	Q. Do you know somebody named Joe	8	That's it, not close friends or something
9	Cotaral, C-O-T-A-R-A-L of the Sleepy Hollow	9	like that. He's not my friend.
10	Police Department?	10	Q. Did he ever talk to your
11	A. Do I know him?	11	husband about Haydee and Jose Quinoy?
12	Q. Do you know who he is?	12	A. I don't know about that.
13	A. Yes.	13	Q. Your husband never told you?
14	Q. Who is he?	14	A. No, no.
15	A. A policeman in Sleepy Hollow,	15	Q. Did your husband Mario ever
16	one of Mario's friends but he have no	16	talk to Haydee about her being friends with
'-	connection with me.	17	Quinoy?
17	Q. He's one of your husband's	18	A. I don't know.
18	•	19	MS. MARINELLI: Just answer the
19	friends? A. Yeah.	20	question.
20	<del>.</del>	21	A. I don't know. No, I don't
21		22	know.
22	The second secon	23	Q. You don't know or no, he
23	pictures together in their house but I don't	24	didn't?
24	know anything about him and between him	25	A. No, I don't know they have
25	and Mario. I don't know nothing about that.	120	
Г	74	1	76
	74	1	76 A. GOMEZ
1	A. GOMEZ	1 2	A. GOMEZ
2	A GOMEZ  Q. He grew up with your husband in	2	A. GOMEZ conversation about that. I don't know
2	A. GOMEZ Q. He grew up with your husband in Cuba?	2 3	A. GOMEZ conversation about that. I don't know nothing about that.
2 3 4	A. GOMEZ Q. He grew up with your husband in Cuba? A. No, here. That's only what I	2 3 4	A. GOMEZ conversation about that. I don't know nothing about that.  Q. Neither one of them, your
2 3 4 5	A. GOMEZ Q. He grew up with your husband in Cuba? A. No, here. That's only what I know.	2 3 4 5	A. GOMEZ  conversation about that. I don't know nothing about that.  Q. Neither one of them, your husband didn't tell you that they spoke and
2 3 4 5 6	A. GOMEZ Q. He grew up with your husband in Cuba? A. No, here. That's only what I know. Q. You saw pictures of your	2 3 4 5 6	A. GOMEZ  conversation about that. I don't know nothing about that.  Q. Neither one of them, your husband didn't tell you that they spoke and your daughter didn't tell you that they
2 3 4 5 6 7	A. GOMEZ Q. He grew up with your husband in Cuba? A. No, here. That's only what I know. Q. You saw pictures of your husband with Joe Cotaral?	2 3 4 5 6 7	A. GOMEZ  conversation about that. I don't know nothing about that.  Q. Neither one of them, your husband didn't tell you that they spoke and your daughter didn't tell you that they spoke?
2 3 4 5 6 7 8	A. GOMEZ Q. He grew up with your husband in Cuba? A. No, here. That's only what I know. Q. You saw pictures of your husband with Joe Cotaral? A. Yes, when they was little.	2 3 4 5 6 7 8	A. GOMEZ  conversation about that. I don't know nothing about that.  Q. Neither one of them, your husband didn't tell you that they spoke and your daughter didn't tell you that they spoke?  A. No, no.
2 3 4 5 6 7 8 9	A. GOMEZ Q. He grew up with your husband in Cuba? A. No, here. That's only what I know. Q. You saw pictures of your husband with Joe Cotaral? A. Yes, when they was little. Q. Where did you see those	2 3 4 5 6 7 8 9	A. GOMEZ  conversation about that. I don't know nothing about that.  Q. Neither one of them, your husband didn't tell you that they spoke and your daughter didn't tell you that they spoke?  A. No, no.  Q. October 17th, 2006 was a
2 3 4 5 6 7 8 9	A. GOMEZ Q. He grew up with your husband in Cuba? A. No, here. That's only what I know. Q. You saw pictures of your husband with Joe Cotaral? A. Yes, when they was little. Q. Where did you see those pictures?	2 3 4 5 6 7 8 9	A. GOMEZ  conversation about that. I don't know nothing about that.  Q. Neither one of them, your husband didn't tell you that they spoke and your daughter didn't tell you that they spoke?  A. No, no.  Q. October 17th, 2006 was a Tuesday; right?
2 3 4 5 6 7 8 9 10	A. GOMEZ Q. He grew up with your husband in Cuba? A. No, here. That's only what I know. Q. You saw pictures of your husband with Joe Cotaral? A. Yes, when they was little. Q. Where did you see those pictures? A. In Mario's mother's house.	2 3 4 5 6 7 8 9 10 11	A. GOMEZ  conversation about that. I don't know nothing about that.  Q. Neither one of them, your husband didn't tell you that they spoke and your daughter didn't tell you that they spoke?  A. No, no. Q. October 17th, 2006 was a Tuesday; right? A. Yes.
2 3 4 5 6 7 8 9 10 11	A. GOMEZ Q. He grew up with your husband in Cuba? A. No, here. That's only what I know. Q. You saw pictures of your husband with Joe Cotaral? A. Yes, when they was little. Q. Where did you see those pictures? A. In Mario's mother's house. Q. How did you know that was Joe	2 3 4 5 6 7 8 9 10 11	A. GOMEZ  conversation about that. I don't know nothing about that.  Q. Neither one of them, your husband didn't tell you that they spoke and your daughter didn't tell you that they spoke?  A. No, no. Q. October 17th, 2006 was a Tuesday; right? A. Yes. Q. And you were home?
2 3 4 5 6 7 8 9 10 11 12	A. GOMEZ Q. He grew up with your husband in Cuba? A. No, here. That's only what I know. Q. You saw pictures of your husband with Joe Cotaral? A. Yes, when they was little. Q. Where did you see those pictures? A. In Mario's mother's house. Q. How did you know that was Joe Cotaral of the Sleepy Hollow Police	2 3 4 5 6 7 8 9 10 11 12 13	A. GOMEZ  conversation about that. I don't know nothing about that.  Q. Neither one of them, your husband didn't tell you that they spoke and your daughter didn't tell you that they spoke?  A. No, no. Q. October 17th, 2006 was a Tuesday; right? A. Yes. Q. And you were home? A. I went in my friend's house in
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2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 22 23	A. GOMEZ  Q. He grew up with your husband in Cuba?  A. No, here. That's only what I know.  Q. You saw pictures of your husband with Joe Cotaral?  A. Yes, when they was little.  Q. Where did you see those pictures?  A. In Mario's mother's house.  Q. How did you know that was Joe Cotaral of the Sleepy Hollow Police  Department?  A. How did I know him?  Q. How did you know the kid in the picture was Joe Cotaral of the Sleepy Hollow Police Department?  MS. MARINELLI: Objection.  A. They friends with him. I see in the album and I say, "Oh, who is that, who is that?" That's the only way, you know.	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	A. GOMEZ conversation about that. I don't know nothing about that. Q. Neither one of them, your husband didn't tell you that they spoke and your daughter didn't tell you that they spoke? A. No, no. Q. October 17th, 2006 was a Tuesday; right? A. Yes. Q. And you were home? A. I went in my friend's house in the building. Q. What friend? A. Yolanda. Q. What is Yolanda's last name? A. Ania, A-N-I-A. Q. What time did you go to Yolanda's house? A. 8:00, 8:30. Q. In the morning? A. In the night.
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 22 23 24	A. GOMEZ  Q. He grew up with your husband in Cuba?  A. No, here. That's only what I know.  Q. You saw pictures of your husband with Joe Cotaral?  A. Yes, when they was little.  Q. Where did you see those pictures?  A. In Mario's mother's house.  Q. How did you know that was Joe Cotaral of the Sleepy Hollow Police  Department?  A. How did I know him?  Q. How did you know the kid in the picture was Joe Cotaral of the Sleepy Hollow Police Department?  MS. MARINELLI: Objection.  A. They friends with him. I see in the album and I say, "Oh, who is that, who is that?" That's the only way, you know.  Q. Did you ever speak to him?	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24	A. GOMEZ  conversation about that. I don't know nothing about that.  Q. Neither one of them, your husband didn't tell you that they spoke and your daughter didn't tell you that they spoke?  A. No, no. Q. October 17th, 2006 was a Tuesday; right? A. Yes. Q. And you were home? A. I went in my friend's house in the building. Q. What friend? A. Yolanda. Q. What is Yolanda's last name? A. Ania, A-N-I-A. Q. What time did you go to Yolanda's house? A. 8:00, 8:30. Q. In the morning? A. In the night. Q. You were home during the day?
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 22 23	A. GOMEZ  Q. He grew up with your husband in Cuba?  A. No, here. That's only what I know.  Q. You saw pictures of your husband with Joe Cotaral?  A. Yes, when they was little.  Q. Where did you see those pictures?  A. In Mario's mother's house.  Q. How did you know that was Joe Cotaral of the Sleepy Hollow Police  Department?  A. How did I know him?  Q. How did you know the kid in the picture was Joe Cotaral of the Sleepy Hollow Police Department?  MS. MARINELLI: Objection.  A. They friends with him. I see in the album and I say, "Oh, who is that, who is that?" That's the only way, you know.	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25	A. GOMEZ  conversation about that. I don't know nothing about that.  Q. Neither one of them, your husband didn't tell you that they spoke and your daughter didn't tell you that they spoke?  A. No, no. Q. October 17th, 2006 was a  Tuesday; right? A. Yes. Q. And you were home? A. I went in my friend's house in the building. Q. What friend? A. Yolanda. Q. What is Yolanda's last name? A. Ania, A-N-I-A. Q. What time did you go to  Yolanda's house? A. 8:00, 8:30. Q. In the morning? A. In the night. Q. You were home during the day? A. Me?

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	77		79
1	A. GOMEZ	1	A. GOMEZ
.2	Q. Yes.	2	your husband's cell phone number?
3	A. Yes, yes.	3	A. I don't know.
	Q. Was your husband home, Mario?	4	Q. Did he tell you what the
	A. Yes.	5	message said?
6	Q. He was in the house all day?	6	A. He want to talk. He give the
7	A. Yes, with me.	7	phone number and call me back.
8	Q. When you were at Yolanda's	8	Q. Your husband called you because
9	house on October 17th, 2006, did you get a	9	he got a message from Jose?
10	phone call from your husband, Mario?	10	MS. MARINELLI: Well,
111	A. Yes.	11	objection. That's what she told you.
12	Q. Did he call you what phone	12	He called her.
13	did he call you on?	13	What is your question?
14	A. He call me to my cell phone.	14	Q. Your husband, when your husband
15	Q. What is your cell phone number?	15	spoke to you on the phone, he told you he
16	A. At the time I change.	16	got a phone message from Quinoy?
17	Q. Do you remember what your phone	17	MS. MARINELLI: Just objection.
18	number was at the time?	18	You can answer.
19	A. No, I never know my phone	19	A. Yes
20	number.	20	Q. All the message said was that
21	Q. What did your husband say on	21	he wanted to talk to him?
22	the phone when he called you?	22	MS. MARINELLI: Just objection.
23	A. He call me and he say he	23	A. Yes.
24	watched the game, the Mets, that's the World	24	Q. What did you tell your husband?
25	Series and he say Jose Quinoy call me and he	25	A. He not take the phone when he
1.7			
Γ	78		80
1	78 A. GOMEZ	1	A. GOMEZ
1 2	A. GOMEZ	2	A. GOMEZ watch TV. I said, "Well, he call you again
2	A. GOMEZ leave message that he want to talk to me. I	2	A. GOMEZ watch TV. I said, "Well, he call you again take the phone and see what he want" because
2	$\begin{tabular}{lllllllllllllllllllllllllllllllllll$	2	A. GOMEZ watch TV. I said, "Well, he call you again take the phone and see what he want" because I don't know what he wants. He don't know
2	A. GOMEZ  leave message that he want to talk to me. I  don't know what he want to talk to me and I  say to him because when he watch TV he no	2	A. GOMEZ watch TV. I said, "Well, he call you again take the phone and see what he want" because I don't know what he wants. He don't know what he wants and he call again.
3 4	A. GOMEZ  leave message that he want to talk to me. I  don't know what he want to talk to me and I  say to him because when he watch TV he no  take the phone. I say, "Oh, he call you	2 3 4	A. GOMEZ watch TV. I said, "Well, he call you again take the phone and see what he want" because I don't know what he wants. He don't know
2 3 4 5	A. GOMEZ  leave message that he want to talk to me. I  don't know what he want to talk to me and I  say to him because when he watch TV he no  take the phone. I say, "Oh, he call you  again take the phone and see where he went.	2 3 4 5	A. GOMEZ watch TV. I said, "Well, he call you again take the phone and see what he want" because I don't know what he wants. He don't know what he wants and he call again. MS. MARINELLI: Just answer the question.
2 3 4 5 6	A. GOMEZ  leave message that he want to talk to me. I  don't know what he want to talk to me and I  say to him because when he watch TV he no  take the phone. I say, "Oh, he call you	2 3 4 5 6	A. GOMEZ  watch TV. I said, "Well, he call you again take the phone and see what he want" because I don't know what he wants. He don't know what he wants and he call again.  MS. MARINELLI: Just answer the question.  Q. When you say he called again,
2 3 4 5 6 7	A. GOMEZ  leave message that he want to talk to me. I  don't know what he want to talk to me and I  say to him because when he watch TV he no  take the phone. I say, "Oh, he call you  again take the phone and see where he went.  He call again and you take the phone."	2 3 4 5 6 7	A. GOMEZ  watch TV. I said, "Well, he call you again take the phone and see what he want" because I don't know what he wants. He don't know what he wants and he call again.  MS. MARINELLI: Just answer the question.  Q. When you say he called again, was Jose's second call after your husband
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2 3 4 5 6 7 8 9 10 11 12 13 14 15 16	A. GOMEZ  leave message that he want to talk to me. I  don't know what he want to talk to me and I  say to him because when he watch TV he no  take the phone. I say, "Oh, he call you  again take the phone and see where he went.  He call again and you take the phone."  Q. Your husband was watching the  ball game; right?  A. Yes, the World Series.  Q. The Mets weren't in the World  Series in 2006, believe me.  A. The Mets.  Q. Not in 2006.  A. Oh, he see the playoffs,  something. I know he saw the game, the	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16	watch TV. I said, "Well, he call you again take the phone and see what he want" because I don't know what he wants. He don't know what he wants and he call again.  MS. MARINELLI: Just answer the question. Q. When you say he called again, was Jose's second call after your husband called you?  A. Yes. Q. So, your husband called you twice?  A. No, only one-time. Q. Well A. He received MS. MARINELLI: There is no question, Awilda.
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2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	leave message that he want to talk to me. I don't know what he want to talk to me and I say to him because when he watch TV he no take the phone. I say, "Oh, he call you again take the phone and see where he went. He call again and you take the phone."  Q. Your husband was watching the ball game; right?  A. Yes, the World Series.  Q. The Mets weren't in the World Series in 2006, believe me.  A. The Mets.  Q. Not in 2006.  A. Oh, he see the playoffs, something. I know he saw the game, the baseball. I'm not too interested about that.  Q. Your husband said he got a phone message from Quinoy?  A. Yes.  Q. Did he get the phone message on his home phone or on his cell phone?  A. Cell phone.	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24	watch TV. I said, "Well, he call you again take the phone and see what he want" because I don't know what he wants. He don't know what he wants and he call again.  MS. MARINELLI: Just answer the question. Q. When you say he called again, was Jose's second call after your husband called you?  A. Yes. Q. So, your husband called you twice?  A. No, only one-time. Q. Well  A. He received  MS. MARINELLI: There is no question, Awilda.  Just try to listen to his questions, okay. Q. What time did your husband call you when you were at Yolanda's house?  A. Around 9:00. Q. How long did you stay at
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 22 23	leave message that he want to talk to me. I don't know what he want to talk to me and I say to him because when he watch TV he no take the phone. I say, "Oh, he call you again take the phone and see where he went. He call again and you take the phone."  Q. Your husband was watching the ball game; right?  A. Yes, the World Series.  Q. The Mets weren't in the World Series in 2006, believe me.  A. The Mets.  Q. Not in 2006.  A. Oh, he see the playoffs, something. I know he saw the game, the baseball. I'm not too interested about that.  Q. Your husband said he got a phone message from Quinoy?  A. Yes.  Q. Did he get the phone message on his home phone or on his cell phone?	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25	watch TV. I said, "Well, he call you again take the phone and see what he want" because I don't know what he wants. He don't know what he wants and he call again.  MS. MARINELLI: Just answer the question.  Q. When you say he called again, was Jose's second call after your husband called you?  A. Yes.  Q. So, your husband called you twice?  A. No, only one-time.  Q. Well  A. He received  MS. MARINELLI: There is no question, Awilda.  Just try to listen to his questions, okay.  Q. What time did your husband call you when you were at Yolanda's house?  A. Around 9:00.  Q. How long did you stay at Yolanda's house?

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	81	1.	83
1		1	
2	A. Half hour; 9:00, 9:30, 10:00,	2	
3	around forty-five minutes, one hour I	3	•
	stay there.	4	
_	Q. Was anybody home with your	5	A. "Hi, Mario. It's Jose Quinoy.
6	husband when he was watching the game and	6	I want to talk to you," something like that
7	Jose Quinoy left him a message on his cell	(	he say. And "I call you because I want to
8	phone?	8	talk to you. Call me," and he leave the
9	A. Yes.	9	phone number.  Q. Was Jose's voice calm?
10	Q. Who was home with him?	10	A. Yes.
11	A. Bridgette.	11	Q. Go back to October 17th about
12	Q. Where was Haydee?	12	
13	A. I no remember. Maybe she out.	13	You came back to your apartment;
14	I don't	14	
15	MS. MARINELLI: Do you know?	15	right?  MS. MARINELLI: Objection.
16	A. In her cousin house, Jenny,	16	<del>-</del>
17	yeah.	17	<ul><li>A. Not really to my apartment.</li><li>Q. Well, when you were at</li></ul>
18	Q. Did Mario ever play for you	18	
19	that message that Jose Quinoy left on his	19	Yolanda's house, did you get a second phone call from your husband?
20	cell phone?	20	A. I no have a second phone call
21	A. He call me he surprised,	22	from my husband, only one.
22	yes.	23	Q. When you left Yolanda's house,
23	MS. MARINELLI: No, no, listen	24	where did you go?
24 25	to his question.  Could you just ask the question	25	A. I go into the parking lot.
25	82	23	84
1	A. GOMEZ	1	A. GOMEZ
2	again?	2	Q. Why didn't you go home?
3	Q. Did Mario ever let you listen	3	A. Because Bridgette called me and
4	to the phone message that Jose Quinoy left	4	tell me Jose Quinoy called my father and he
5	on his cell phone?	5	told my father go to the police department
6	A. Yes.	6	and my father go there.
7	Q. When did he do that?	7	Q. Did Bridgette go with him?
8	A. Let me see. I think a week	8	A. No.
9	before the incident happen. That's what I	9	Q. Why did you go over there?
10	listen to the message.	10	A. I go because it's something
11	Q. How could it be a week before?	11	about my daughter and see what happened.
12	A. Because they broke Mario's cell	12	Q. How do you know it was about
13	phone. When I replay the cell phone, that's	13	your daughter?
14	when I listen to the message.	14	A. Bridgette tell me.
15	MS. MARINELLI: So, it was	15	Q. What did Bridgette say about
		140	your daughter?
16	after?	16	,
16 17	after? THE WITNESS: After.	16	A. No, he say something happened
		ł	•
17	THE WITNESS: After.	17	A. No, he say something happened
17 18	THE WITNESS: After. MS. MARINELLI: You're getting	17 18	A. No, he say something happened with Haydee. Jose call my father, something
17 18 19	THE WITNESS: After.  MS. MARINELLI: You're getting  confused with before and after again.	17 18 19	A. No, he say something happened with Haydee. Jose call my father, something happened with Haydee. Jose tell my father
17 18 19	THE WITNESS: After.  MS. MARINELLI: You're getting  confused with before and after again.  He wants to know when you	17 18 19 20	A. No, he say something happened with Haydee. Jose call my father, something happened with Haydee. Jose tell my father come to see. She don't know what he say. I
17 18 19 20	THE WITNESS: After.  MS. MARINELLI: You're getting confused with before and after again.  He wants to know when you listened to the message on the cell	17 18 19 20 21	A. No, he say something happened with Haydee. Jose call my father, something happened with Haydee. Jose tell my father come to see. She don't know what he say. I said, "What happened?" She say, "Daddy
17 18 19 20 24 23	THE WITNESS: After.  MS. MARINELLI: You're getting confused with before and after again.  He wants to know when you listened to the message on the cell phone.	17 18 19 20 21 22	A. No, he say something happened with Haydee. Jose call my father, something happened with Haydee. Jose tell my father come to see. She don't know what he say. I said, "What happened?" She say, "Daddy talking fine but Jose say something and

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	85	T	87
1	A. GOMEZ	1	A. GOMEZ
2	Q. That was about 9:30 or 10:00	2	get?
3	that Bridgette called you?	3	A. I don't know.
	A. I'd say around 10:00, something	4	Q. When did Haydee tell you that
	like that.	5	Quinoy got her out of tickets?
6	Q. Bridgette also called you on	6	A. Long time ago. I not remember.
7	your cell phone?	7	Q. Do you know somebody at the
8	A. Yes.	8	Sleepy Hollow Police Department named
9	Q. Did Haydee have a cell phone?	9	Lieutenant Hayes?
10	A. Yes.	10	A. Me?
11	Q. Did you call her?	11	Q. Yes.
12	A. No.	12	A. No.
13	Q. Did your husband, in that phone	13	Q. Have you ever heard of a
14	conversation, tell Quinoy that he did not	14	Lieutenant Hayes?
15	want him to go out with Haydee?	15	A. No.
16	MS. MARINELLI: Just objection.	16	Q. How far was your apartment
17	A. I'm not home at the time. I	17	building from the Sleepy Hollow Police
18	don't know what they talk.	18	Department?
19	Q. Well, did either Bridgette or	19	A. Say two or three blocks.
1	your husband tell you that he said that in	20	Q. When Bridgette called you, did
20	the conversation?	21	she tell you that Mario had already left?
21	MS. MARINELLI: Just note my	22	A. Yeah, he go down.
22		23	Q. He was gone.
23	objection. A. Bridgette tell me but not	24	When she was speaking to you, he was
24 25	A. Bridgette tell me but not Mario.	25	already gone?
	86	<del> </del>	
	00	1	88
1		1	A. GOMEZ
1 2	A. GOMEZ	1 2	
2	A. GOMEZ  Q. Bridgette told you that Mario		A. GOMEZ
2	A. GOMEZ  Q. Bridgette told you that Mario said that he did not want Quinoy going out	2	A. GOMEZ  A. Yes, he go out of the apartment
2 3 4	A. GOMEZ  Q. Bridgette told you that Mario said that he did not want Quinoy going out with Haydee; is that right?	2	A. GOMEZ  A. Yes, he go out of the apartment and yes.
2 3 4 5	A. GOMEZ  Q. Bridgette told you that Mario said that he did not want Quinoy going out with Haydee; is that right?  MS. MARINELLI: Just note my	2 3 4	A. GOMEZ A. Yes, he go out of the apartment and yes. Q. He wasn't getting dressed when
2 3 4 5 6	A. GOMEZ  Q. Bridgette told you that Mario said that he did not want Quinoy going out with Haydee; is that right?  MS. MARINELLI: Just note my objection. She didn't say that.	2 3 4 5	A. GOMEZ  A. Yes, he go out of the apartment and yes.  Q. He wasn't getting dressed when she was talking to you, he was already gone?
2 3 4 5 6 7	A. GOMEZ Q. Bridgette told you that Mario said that he did not want Quinoy going out with Haydee; is that right?  MS. MARINELLI: Just note my objection. She didn't say that. A. She say, "Something happen with	2 3 4 5 6	A. GOMEZ  A. Yes, he go out of the apartment and yes.  Q. He wasn't getting dressed when she was talking to you, he was already gone?  MS. MARINELLI: Well,
2 3 4 5 6 7 8	A. GOMEZ  Q. Bridgette told you that Mario said that he did not want Quinoy going out with Haydee; is that right?  MS. MARINELLI: Just note my objection. She didn't say that.  A. She say, "Something happen with Haydee and Quinoy and daddy and Quinoy told	2 3 4 5 6 7	A. GOMEZ A. Yes, he go out of the apartment and yes. Q. He wasn't getting dressed when she was talking to you, he was already gone? MS. MARINELLI: Well, objection; if you know.
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2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	A. GOMEZ  Q. Bridgette told you that Mario said that he did not want Quinoy going out with Haydee; is that right?  MS. MARINELLI: Just note my objection. She didn't say that.  A. She say, "Something happen with Haydee and Quinoy and daddy and Quinoy told my daddy come to see me in the police department." That's what Bridgette told me.  Q. That wasn't my question.  A. Well  Q. It's yes or no.  Did Bridgette tell you that Mario on the phone told Quinoy that he did not want Quinoy to go out with Haydee?  A. No.  Q. Did Quinoy ever help Haydee out with any tickets?  A. Yes, he take Haydee out of the tickets.	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	A. Yes, he go out of the apartment and yes. Q. He wasn't getting dressed when she was talking to you, he was already gone? MS. MARINELLI: Well, objection; if you know. A. When she call me, she called me because he dress and he go out. That's when I follow him. Q. Well, did you see him leave the building? A. Yes, in the parking lot. Q. You saw him in the parking lot? A. Yes. Q. Did you talk to him in the parking lot? A. No. Q. Why not? A. He's in her car and I went in
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2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 22	A. GOMEZ  Q. Bridgette told you that Mario said that he did not want Quinoy going out with Haydee; is that right?  MS. MARINELLI: Just note my objection. She didn't say that.  A. She say, "Something happen with Haydee and Quinoy and daddy and Quinoy told my daddy come to see me in the police department." That's what Bridgette told me.  Q. That wasn't my question.  A. Well  Q. It's yes or no.  Did Bridgette tell you that Mario on the phone told Quinoy that he did not want Quinoy to go out with Haydee?  A. No.  Q. Did Quinoy ever help Haydee out with any tickets?  A. Yes, he take Haydee out of the tickets.  Q. How do you know about that?	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	A. Yes, he go out of the apartment and yes.  Q. He wasn't getting dressed when she was talking to you, he was already gone?  MS. MARINELLI: Well, objection; if you know. A. When she call me, she called me because he dress and he go out. That's when I follow him. Q. Well, did you see him leave the building? A. Yes, in the parking lot. Q. You saw him in the parking lot? A. Yes. Q. Did you talk to him in the parking lot? A. No. Q. Why not? A. No. Q. Why not? A. He's in her car and I went in my car. Q. He's in whose car? A. Mario's car. Mario drive her

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		89	1	91
1		A. GOMEZ	1	A. GOMEZ
2	woman.		2	lot for the police department?
3	Α.	Oh, in his car, yeah.	3	A. No, I'm in the middle of the
		MS. MARINELLI: Note my	4	street because I no I behind him. He
	obje	ection.	5	take the park here. I no find the parking.
6	Q.	Did Mario see you?	6	I'm in the middle of the street.
7	Α.	I don't know.	7	Q. Why didn't you park your car?
8	Q.	What kind of car did Mario	8	A. I no park my car. I stay in
9	have?		9	the middle of the street.
10	Α.	Yukon, GMC.	10	Q. Why?
11	Q.	And that was his car?	11	A. Why, because Jose and another
12	Α.	Yes.	12	policeman coming and start scream, "Mario,
13	Q.	And you got into a different	13	it's police. It's arrest." I get out of my
14	car?	, ,	14	car and Mario get out of car and Jose come
15	Α.	Yes.	15	with handcuff on the left hand and try to
16	Q.	Whose car did you get into?	16	hit Mario like that (indicating) and Mario
17	A .	My car.	17	go down (indicating) and that's when all
18	Q.	What kind of car was that?	18	three come together. That's what I saw.
19	Α.	Envoy, GMC.	19	Q. Was it raining?
20	Q.	Mario left the parking lot	20	A. Not really raining, little
	first?	narro rere eno pariong re-	21	when it's very not raining.
21	A.	Yes.	22	Q. A mist?
	Q.	You were behind him?	23	A. Yes, when it's not snow, not
23	α. Α.	Yes.	24	raining.
24 25	Q.	Right behind him?	25	Q. A mist?
}		90		92
1		A. GOMEZ	1	A. GOMEZ
2	Α.	Right behind him.	2	A. Yes, not too much, very light.
3	Q.	How fast was he going?	3	Q. Was it light outside or dark
4	Α.	Very close.	4	outside?
5	Q.	No, how fast was he going?	5	A. Dark. They only have the
6	A.	Five miles; normally. He go	6	lights street and my car, because my car is
7	normally.	He not going fast.	7	in the middle there.
8	Q.	How was he dressed?	8	Q. Can you describe the parking
9	α. Α.	Sweat pants, boots and sweater;	9	lot for the police department?
10	wintertime	•	10	A. It's not happen in the parking
1	WILLELLING	•		A. It is not happen in the partitions
111	Λ	Was wintertime?	11	lot. It happen in the street.
11	Q. A	Was wintertime? Chilly that day. Yeah, he have	11 12	lot. It happen in the street.
12	Α.	Chilly that day. Yeah, he have		lot. It happen in the street. Q. But your husband parked in the
12 13	A. sweat pant	Chilly that day. Yeah, he have s, sweater and boots.	12	lot. It happen in the street.
12 13 14	A. sweat pant Q.	Chilly that day. Yeah, he have s, sweater and boots. Boots?	12 13	lot. It happen in the street. Q. But your husband parked in the parking lot? A. No, he pull up in the parking,
12 13 14 15	A. sweat pant Q. A.	Chilly that day. Yeah, he have s, sweater and boots. Boots? Yes, because a little raining,	12 13 14	lot. It happen in the street. Q. But your husband parked in the parking lot?
12 13 14 15 16	A. sweat pant Q. A. frosty tha	Chilly that day. Yeah, he have s, sweater and boots. Boots? Yes, because a little raining, t day, yeah.	12 13 14 15	lot. It happen in the street.  Q. But your husband parked in the parking lot?  A. No, he pull up in the parking, normally parking or correct parking in the street.
12 13 14 15 16 17	A. sweat pant Q. A. frosty that Q.	Chilly that day. Yeah, he have s, sweater and boots. Boots? Yes, because a little raining, t day, yeah. And he wore a jacket?	12 13 14 15 16 17	lot. It happen in the street.  Q. But your husband parked in the parking lot?  A. No, he pull up in the parking, normally parking or correct parking in the street.  Q. Was there a spot for you to
12 13 14 15 16 17 18	A. sweat pant Q. A. frosty tha Q. A.	Chilly that day. Yeah, he have s, sweater and boots. Boots? Yes, because a little raining, t day, yeah. And he wore a jacket? I not remember. I not remember	12 13 14 15 16 17 18	lot. It happen in the street. Q. But your husband parked in the parking lot? A. No, he pull up in the parking, normally parking or correct parking in the street. Q. Was there a spot for you to park in?
12 13 14 15 16 17 18 19	A. sweat pant Q. A. frosty tha Q. A. he have a	Chilly that day. Yeah, he have s, sweater and boots. Boots? Yes, because a little raining, t day, yeah. And he wore a jacket? I not remember. I not remember jacket.	12 13 14 15 16 17 18 19	lot. It happen in the street. Q. But your husband parked in the parking lot? A. No, he pull up in the parking, normally parking or correct parking in the street. Q. Was there a spot for you to park in? A. No. I stopped behind Mario.
12 13 14 15 16 17 18	A. sweat pant Q. A. frosty tha Q. A. he have a Q.	Chilly that day. Yeah, he have s, sweater and boots. Boots? Yes, because a little raining, t day, yeah. And he wore a jacket? I not remember. I not remember jacket. When your husband got to the	12 13 14 15 16 17 18 19 20	lot. It happen in the street. Q. But your husband parked in the parking lot? A. No, he pull up in the parking, normally parking or correct parking in the street. Q. Was there a spot for you to park in? A. No. I stopped behind Mario. He parking. Jose coming. I get out of the
12 13 14 15 16 17 18 19 20	A. sweat pant Q. A. frosty tha Q. A. he have a Q. Sleepy Hol	Chilly that day. Yeah, he have s, sweater and boots. Boots? Yes, because a little raining, t day, yeah. And he wore a jacket? I not remember. I not remember jacket.	12 13 14 15 16 17 18 19 20 21	lot. It happen in the street.  Q. But your husband parked in the parking lot?  A. No, he pull up in the parking, normally parking or correct parking in the street.  Q. Was there a spot for you to park in?  A. No. I stopped behind Mario.  He parking. Jose coming. I get out of the car and everything started. I don't have
12 13 14 15 16 17 18 19 20	A. sweat pant Q. A. frosty tha Q. A. he have a Q. Sleepy Holdo?	Chilly that day. Yeah, he have s, sweater and boots. Boots? Yes, because a little raining, t day, yeah. And he wore a jacket? I not remember. I not remember jacket. When your husband got to the low Police Department, what did he	12 13 14 15 16 17 18 19 20 21 22	lot. It happen in the street.  Q. But your husband parked in the parking lot?  A. No, he pull up in the parking, normally parking or correct parking in the street.  Q. Was there a spot for you to park in?  A. No. I stopped behind Mario.  He parking. Jose coming. I get out of the car and everything started. I don't have time to look around looking for parking. I
12 13 14 15 16 17 18 19 20 22 23	A. sweat pant Q. A. frosty tha Q. A. he have a Q. Sleepy Holdo? A.	Chilly that day. Yeah, he have s, sweater and boots. Boots? Yes, because a little raining, t day, yeah. And he wore a jacket? I not remember. I not remember jacket. When your husband got to the	12 13 14 15 16 17 18 19 20 21 22 23	lot. It happen in the street.  Q. But your husband parked in the parking lot?  A. No, he pull up in the parking, normally parking or correct parking in the street.  Q. Was there a spot for you to park in?  A. No. I stopped behind Mario. He parking. Jose coming. I get out of the car and everything started. I don't have time to look around looking for parking. I get out of the car as soon as I see Jose
12 13 14 15 16 17 18 19 20	A. sweat pant Q. A. frosty tha Q. A. he have a Q. Sleepy Holdo?	Chilly that day. Yeah, he have s, sweater and boots. Boots? Yes, because a little raining, t day, yeah. And he wore a jacket? I not remember. I not remember jacket. When your husband got to the low Police Department, what did he	12 13 14 15 16 17 18 19 20 21 22 23	lot. It happen in the street.  Q. But your husband parked in the parking lot?  A. No, he pull up in the parking, normally parking or correct parking in the street.  Q. Was there a spot for you to park in?  A. No. I stopped behind Mario.  He parking. Jose coming. I get out of the car and everything started. I don't have time to look around looking for parking. I

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	93		95
1	A. GOMEZ	1	A. GOMEZ
2	A. Yes.	2	the time.
3	Q. He turned it off?	3	Q. Now you're saying Gasker was
	A. I not remember. I not remember	4	outside?
_	but he parked the car.	5	A. Yes. What I say, I know now
6		6	the name is Gasker but at the moment I know
7	husband?	7	another office.
8	A. Yes.	8	Q. Was anybody outside besides
9	Q. Was anybody outside?	9	Quinoy and Gasker?
10	A. At the moment I not see nobody.	10	A. Ebel. At the time I see three
11	I didn't focus what happened here. At the	11	office.
12	moment, I no see nobody.	12	Q. How far away from your husband
13	Q. You don't know if anybody was	13	were they when you first saw them?
14	outside when your husband pulled up?	14	A. Five feet, maybe here to here
15	A. No, only Quinoy and police	15	(indicating.) When I saw him five feet
16	coming.	16	coming out, he running like police do and
17	Q. You saw Quinoy?	17	running to Mario.
18	A. Yes, and other officer.	18	Q. When they did that, Mario was
19	Q. Did you see him come outside?	-	
20	A. Yes, he's coming outside the	20	A. Yes.
21	department. He wait for Mario outside, wait	21	Q. Did you have your windows
22	outside running like this (indicating.)	1	rolled up or rolled down?
	Mario parking the car, get out of the car,	23	A. No, my windows closed but I get
23	Jose run to Mario.	24	
24 2 <sup>F</sup>	Q. Now, you don't know what your	25	·
1	Q. Now, you don't know what your	<u> </u>	parit and and
Ī	94		96
1	94 A. GOMEZ	1	96 A. GOMEZ
1 2	A. GOMEZ	1 2	
2	A. GOMEZ husband said to Quinoy on the telephone	2	A. GOMEZ
2	A. GOMEZ husband said to Quinoy on the telephone before he drove to the police station;	2	A. GOMEZ  Q. You left your car in the middle
2 3 4	A. GOMEZ husband said to Quinoy on the telephone before he drove to the police station; right?	3	A. GOMEZ  Q. You left your car in the middle of the street?
2 3 4 5	A. GOMEZ husband said to Quinoy on the telephone before he drove to the police station; right? MS. MARINELLI: Objection; if	2 3 4	A. GOMEZ  Q. You left your car in the middle of the street?  A. I leave it in the middle of the
2 3 4	A. GOMEZ husband said to Quinoy on the telephone before he drove to the police station; right?	2 3 4 5	A. GOMEZ Q. You left your car in the middle of the street? A. I leave it in the middle of the street.
2 3 4 5 6 7	A. GOMEZ husband said to Quinoy on the telephone before he drove to the police station; right?  MS. MARINELLI: Objection; if he said anything. A. I don't know.	2 3 4 5 6	A. GOMEZ Q. You left your car in the middle of the street? A. I leave it in the middle of the street. Q. You left your car running?
2 3 4 5 6 7 8	A. GOMEZ husband said to Quinoy on the telephone before he drove to the police station; right?  MS. MARINELLI: Objection; if he said anything. A. I don't know. Q. You don't know whether he said	2 3 4 5 6 7	A. GOMEZ Q. You left your car in the middle of the street? A. I leave it in the middle of the street. Q. You left your car running? A. Yes.
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	97		99
1	A. GOMEZ	1	A. GOMEZ
2	A. No.	2	can you describe in words what you just did?
3	Q. You didn't hear that?	3	A. When Jose tried to hit Mario, I
	A. No.	4	don't know, he hit in the hair and Mario go
	Q. What did Quinoy do with the	5	down, Jose more close with Mario and Mario
6	handcuffs?	6	hold Jose like hugging her body, and that's
7	A. Tried to hit him in the head	7	it.
8	like this (indicating) and he go down	8	Q. Mario held Jose around his
9	(indicating.)	9	body?
10	Q. Quinoy was holding the	10	A. Yeah, he hold it.
11	handcuffs?	11	Q. Did Mario hit anybody?
12	A. In the left hand.	12	A. No. Q. Did he punch anybody?
13	Q. How was he holding it?	13	
14	A. I think these two (indicating)	14	A. No.  Q. How close were you when Mario
15	and he hold one.	15	Q. How close were you when Mario was holding Jose around his body?
16	Q. And he swung at your husband?		A. Three feet; very close.
17	A. Yes.	17	Q. Did you say anything to
18	Q. Were any other officers nearby	18	anybody?
19	when he swung the handcuffs?	20	A. I say, "Stop it, stop." I run
20	A. Yeah, the two officers was	21	and go in the department and ask for help.
21	there. Q. Did he hit either one of them	22	Q. So, you saw what was happening
22		23	and then you ran away from it into the
23	with the handcuffs?  MS. MARINELLI: You mean the	24	police station?
24 25	police officers?	25	MS. MARINELLI: Objection. She
-	98	<del> </del>	100
1	A. GOMEZ	1	A. GOMEZ
2	MR. SOKOLOFF: Yes.	2	didn't run away. She ran into the
3	MS. MARINELLI: Just objection.	3	police department.
4	You can answer.	4	MR. SOKOLOFF: That's what I
5	A. What did you say?	5	mean, ran away from the scene.
6	Q. When he swung the handcuffs,	6	Q. Am I right?
7	did the handcuffs hit anybody?	7	A. Yes.
8	A. I don't know.	8	Q. How long were you actually
9	Q. What happened next?	9	there watching what was happening before you
10	A. They holding Mario, Mario hold	10	went into the police station?
11	Jose and Jose made order to give	11	A. Five minutes when he made
12	electricity.	12	order to test him and give electricity,
13	MR. SOKOLOFF: Can you read	13	that's when I run for help, about maybe
14	back the last answer?	14	five, ten minutes. I don't know. Q. You were there for five, ten
15	(Whereupon, the reporter read	15	
16	back the requested material.)	16	minutes?  A. I'm not sure. At the moment
17	Q. What do you mean Mario held	17	A. I'm not sure. At the moment you don't think nothing, you only see. It's
18	Jose?	18	very hard for me that I see at the moment.
19	A. When he do like this	19	Q. Tell me everything you saw
20	(indicating) Mario going down (indicating)	20	before you went into the police station.
1.	and Jose jump with Mario, Mario hold here	21	A. When they made order to give
22	(indicating) like a hug here (indicating.)	23	Mario testing or electricity, the police
23	I think maybe he tried to protect, you know,	24	holding Mario, Jose holding Mario, they put
1 . 7 . 4	he hold Jose.		
24 25	Q. You just made some motions but	25	the handcuffs, he's on the floor and I see

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	101		103
1	A. GOMEZ	1	A. GOMEZ
2	this and I stay, "Stop it, stop it" and I	2	A. No, a hundred sixty-five
3	scream, "Help, help" I go inside the police	3	pounds.
1	department and I ask for help. I didn't	4	Q. Did you see your husband get
	stay too long because I talk with Hayes. I	5	shot with a tazer?
6	said, "Please help. Come on, let's go" and	6	A. Oh, yes. I don't don't ask me about that.
7	he look at me. He not say anything to me.	7	Q. Don't ask you about that?
8	I running out and I scream for help and help	8	•
9	and help and see everything what they do to	9	A. Yes, I saw. Q. How many times?
10	Mario Mario was handcuffed. They kicked	10	A. A lot of times.
11	Mario's hair. They put more electricity and	11	Q. Who shot him?
12	Mario, when he handcuffed on the floor, they	12	A. Gasker and Ebel.
13	continue to kick. I so nervous. I hold	13	Q. Were you shot with a tazer?
14	Jose, not policeman, my friend like this and	15	A. No.
15	I say, "Stop it, stop it. What are you	16	Q. Where did they shoot him?
16	doing? He's on the floor." He hold me from	17	A. In the neck here (indicating.)
17	my jacket and he threw me, threw me to car	18	THE WITNESS: What you call
18	and on the floor.	19	this? (Indicating)
19	Q. He threw you on the floor? A. Yes. He hold me like this	20	Q. Temple?
20	A. Yes. He hold me like this (indicating) and he threw me very hard to my	21	A. Not too close very close to
21	•	22	the temple not the temple, and in the
22	car. I bump to my car and go down on the	23	back a lot.
23	floor. Q. When Quinoy was fighting with	24	Q. You want to stop?
24	your husband, you grabbed onto Quinoy's	25	A. No, this situation affect me a
25	your nusband, you grabbed once dailed		
-	102		104
1	A GOMEZ	1	
1 2	A. GOMEZ	1 2	104
2	A. GOMEZ shirt?	ŀ	104 A. GOMEZ
2	A. GOMEZ shirt? A. I touch like this, (indicating)	2	104 A. GOMEZ lot.
2 3 4	A. GOMEZ  shirt?  A. I touch like this, (indicating)  "Jose, stop it," because he's on the floor.	2	A. GOMEZ lot. MS. MARINELLI: There's no
2	A. GOMEZ  shirt?  A. I touch like this, (indicating)  "Jose, stop it," because he's on the floor.  One policeman have the knee on Mario's neck	2 3 4	104 A. GOMEZ  lot. MS. MARINELLI: There's no question. You want to take a break?
2 3 4 5	A. GOMEZ  shirt?  A. I touch like this, (indicating)  "Jose, stop it," because he's on the floor.  One policeman have the knee on Mario's neck and Jose kicked Mario in her head on top of	2 3 4 5	104 A. GOMEZ  lot. MS. MARINELLI: There's no question. You want to take a break? THE WITNESS: No, no.
2 3 4 5 6	A. GOMEZ shirt? A. I touch like this, (indicating) "Jose, stop it," because he's on the floor. One policeman have the knee on Mario's neck and Jose kicked Mario in her head on top of the hair and that's when I say, "Jose, Jose,	2 3 4 5 6	A. GOMEZ  lot.  MS. MARINELLI: There's no question. You want to take a break?  THE WITNESS: No, no.  Q. Did Mario try to grab Quinoy's
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[	105		107
1	A. GOMEZ	1	A. GOMEZ
2	Q. Did you stay on the ground?	2	Q. Did you break a rib?
3	A. I come down, yeah.	3	A. Well, I went no.
	Q. What part of your body made	4	Q. What were you wearing?
	contact with the ground?	5	A. What I wearing when?
6	A. I not really go on the ground.	6	Q. That night.
7	I more go into my car and little calm down	7	A. I went to the hospital.
8	but totally on the ground, I'm not that way.	8	Q. No, no, no.
9	Q. So, Quinoy threw you to your	9	A. I have jeans, jacket, yeah.
10	car?	10	That's what I think I have. I have jacket
11	A. Yes.	11	and T-shirt.
12	Q. And you hit the car?	12	Q. What were you wearing on your
13	A. Yes.	13	feet?
14	Q. And you didn't fall to the	14	A. Shoes.
15	ground?	15	Q. High heels?
16	A. I hold it, you know, because I	16	A. No.
17	have surgery.	17	Q. Describe the shoes that you
18	Q. What part of the car did your	18	were wearing; what did they look like?
19	body make contact with?	19	A. Shoes that you put no you
20	A. The front.	20	put your feet inside moccasins.
21	Q. The front door?	21	Q. In the area next to your car
22	A. No, the front with the car.	22	where you were when you say Quinoy pushed
23	Q. Did it make any dent in the	23	you into your car, what was the ground made
24	car?	24	out of; was it paved, was it dirt, was it
1	A. No.	25	grass, what was it?
1 / 5	A. NU.	23	g: 400, mid-
25	106	23	108
		1	108 A. GOMEZ
1	106		108
	106 A. GOMEZ	1	A. GOMEZ  A. The floor in the street with little wet.
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	109		111
1	A. GOMEZ	1	A. GOMEZ
2	in the hospital. They put me medication,	2	Q. You were still outside?
3	two or three shots for pain. I not feel	3	A. Yes.
	well. They had to put more and I go in for	4	Q. You were against your car?
	x-ray, and I stayed there until around 4:00	5	<ul> <li>A. No, outside. The car here,</li> </ul>
6	in the morning.	6	(indicating) I'm here (indicating) and see
7	Q. You were in front of the Sleepy	7	everything what happened.
8	Hollow Police Station?	8	Q. The only officer who had any
9	A. Yes.	9	physical contact with you was Quinoy?
10	Q. But the Tarrytown Police came?	10	A. Only Quinoy.
11	A. Yes.	11	Q. That's when he grabbed you on
12	Q. How many Tarrytown police cars	12	your jacket and pushed you against the
13	came?	13	police car?
14	A. I can't say how many because I	14	MS. MARINELLI: Well,
15	don't know.	15	objection. She didn't use the word
16	Q. More than one?	16	"push."
17	A. Maybe. I don't know. I don't	17	MR. SOKOLOFF: Well, I'm asking
18	know. I'm not sure.	18	her.
19	Q. Who put Mario in the police	19	MS. MARINELLI: Well, I'm
20	car?	20	objecting to the form of the question
21	A. Office. I'm not very familiar	21	then because she already he threw
22	with the office.	22	her.
23	Q. They put Mario in a Tarrytown	23	Q. He threw you?
24	Police car?	24	A. Yes, in my car, not police car.
1			O accorded to the amount of the control of the cont
25	A. Sleepy Hollow.	25	Q. Did your feet leave the ground?
25	A. Sleepy Hollow.	25	112
25		25	A. GOMEZ
<u> </u>	110		112 A. GOMEZ A. I tried to hold my car. I not
1	110 A. GOMEZ	1 2 3	A. GOMEZ  A. I tried to hold my car. I not really going all my body to the ground,
1 2	110 A. GOMEZ Q. But it was a Tarrytown Police	1 2 3	A. GOMEZ  A. I tried to hold my car. I not really going all my body to the ground, only, you know, no.
1 2 3	A. GOMEZ  Q. But it was a Tarrytown Police car that came?	1 2 3	A. GOMEZ  A. I tried to hold my car. I not really going all my body to the ground, only, you know, no.  Q. He didn't pick you up in the
1 2 3 4	A. GOMEZ Q. But it was a Tarrytown Police car that came? A. They came to stop the situation but they put Mario in the Sleepy Hollow car in the back seat.	1 2 3 4	A. GOMEZ  A. I tried to hold my car. I not really going all my body to the ground, only, you know, no.  Q. He didn't pick you up in the air and throw you, did he?
1 2 3 4 5	A. GOMEZ Q. But it was a Tarrytown Police car that came? A. They came to stop the situation but they put Mario in the Sleepy Hollow car in the back seat. Q. While he was in the back seat	1 2 3 4 5	A. GOMEZ  A. I tried to hold my car. I not really going all my body to the ground, only, you know, no.  Q. He didn't pick you up in the air and throw you, did he?  A. He moved very hard to me to my
1 2 3 4 5 6	A. GOMEZ Q. But it was a Tarrytown Police car that came? A. They came to stop the situation but they put Mario in the Sleepy Hollow car in the back seat.	1 2 3 4 5 6	A. GOMEZ  A. I tried to hold my car. I not really going all my body to the ground, only, you know, no.  Q. He didn't pick you up in the air and throw you, did he?  A. He moved very hard to me to my car. He's a man, strong man.
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1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	A. GOMEZ Q. But it was a Tarrytown Police car that came? A. They came to stop the situation but they put Mario in the Sleepy Hollow car in the back seat. Q. While he was in the back seat of the police car, you saw them do something to him? A. Yes. Q. What did you see? A. Jose made couple orders and come to the car and hit Mario, kicked Mario in her face. MS. MARINELLI: His face? THE WITNESS: Yes. Q. Jose? A. Jose Quinoy. Q. What orders did he give? A. Orders to the police do this, do this. I don't understand at the time. Q. He hit Mario in the face? A. Kicked.	1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	A. I tried to hold my car. I not really going all my body to the ground, only, you know, no.  Q. He didn't pick you up in the air and throw you, did he?  A. He moved very hard to me to my car. He's a man, strong man.  Q. When did you go into the police station?  A. When everything is over they take Mario to the back in the car and I go inside.  Q. You didn't see Mario again that night, did you?  A. I see when I come yes, I see him.  Q. They took Mario to the back of the police station?  A. Uh-huh.  Q. Yes?  A. Yes.  Q. They didn't take him in the
1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 22	A. GOMEZ  Q. But it was a Tarrytown Police car that came?  A. They came to stop the situation but they put Mario in the Sleepy Hollow car in the back seat.  Q. While he was in the back seat of the police car, you saw them do something to him?  A. Yes.  Q. What did you see?  A. Jose made couple orders and come to the car and hit Mario, kicked Mario in her face.  MS. MARINELLI: His face?  THE WITNESS: Yes.  Q. Jose?  A. Jose Quinoy.  Q. What orders did he give?  A. Orders to the police do this, do this. I don't understand at the time.  Q. He hit Mario in the face?	1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	A. I tried to hold my car. I not really going all my body to the ground, only, you know, no.  Q. He didn't pick you up in the air and throw you, did he?  A. He moved very hard to me to my car. He's a man, strong man.  Q. When did you go into the police station?  A. When everything is over they take Mario to the back in the car and I go inside.  Q. You didn't see Mario again that night, did you?  A. I see when I come yes, I see him.  Q. They took Mario to the back of the police station?  A. Uh-huh.  Q. Yes?  A. Yes.

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MR. SOKOLOFF: Let's take a lunch break.  (Whereupon, a recess was taken at 12:55 p.m., examination resumed at 1:55 p.m.)  MR. SOKOLOFF: What was the 1:55 p.m.)  MR. SOKOLOFF: What was the 2:55 p.m., examination resumed at 1:55 p.m.)  MR. SOKOLOFF: What was the 3:55 p.m.)  MR. SOKOLOFF: What was the 4:55 p.m.)  MR. SOKOLOFF: What was the 5:55 p.m.)  MR. SOKOLOFF: What was the 6:55 p.m.)  MS. MARINELI: Listen to 6:50 p.m.  MS. MARINELI: Listen to 6:50 p.m.  MS. MARINELI: Listen to 6:50 p.m.  MS. MARINELI: Listen to 6:50 p			T	115
1 MR. SOKOLOFF: Let's take a lunch break.  (Whereupon, a recess was taken at 12:55 p.m.), examination resumed at 1:55 p.m.)  MR. SOKOLOFF: What was the 2:55 p.m.)  MR. SOKOLOFF: What was the 3:55 p.m.)  MR. SOKOLOFF: What was the 4:55 p.m.)  MR. SOKOLOFF: What was the 5:55 p.m.)  MR. SOKOLOFF: What was the 5:55 p.m.)  MR. SOKOLOFF: What was the 6:55 p.m.)  MR. MARINELLI: Listen to h 6:55 question. I don't think you understood his question.  MR. MARINELLI: Listen to h 6:55 question. I don't think you understood his question.  MR. MARINELLI: Listen to h 6:55 question. I don't think you understood his question.  MR. MARINELLI: Listen to h 6:55 question. I don't think you understood his question.  MR. MARINELLI: Listen to h 6:55 question. I don't think you understood his question.  MR. MARINELLI: Listen to h 6:55 question. I don't think you understood his question.  MR. MARINELLI: Listen to h 6:55 question. I don't think you understood his question.  MR. MARINELLI: Listen to h 6:55 question. I don't think you understood his question.  MR. MARINELLI: Listen to h 6:55 question. I don't think you understood his question.  MR. MARINELLI: Listen to h 6:55 question. I don't think you understood his question.  MR. MARINELLI: Listen to h 6:55 question. I don't think you understood his question.  MR. MARINELLI: Listen to h 6:55 question. I don't think you understood his question.  MR. MARINELLI: Listen to h 6:50 question.  MR. MARINELLI: Listen to h 6:50 question.  MR. MARINELLI: Listen to h 6:50 question.  MR. MARINELLI: Listen to he puestion.  MR. MARINELLI: Listen to he puestion.  MR. MARINELLI: Listen to he puestion.  MR. MARINELLI: Listen to he beack?  MR. May daughter. and I?  MR. MARINELLI: Listen to he beack?  MR. A. No, I stay outside. I call the back?  MR. A. No, I stay outside. I call the back?  MR. A. No, I stay outside.	1	A. GOMEZ	1	A. GOMEZ
3   No. She came after. I go i	1		2	station, that's when your daughter came?
(Whereupon, a recess was taken at 12:55 p.m., examination resumed at 1:55 p.m.)  7 MR. SOKOLOFF: What was the 8 last question?  9 (Whereupon, the reporter read 0 back the requested material.)  10 D. You went in the front door of 12 the police station?  11 A. Yes.  12 Q. You went into the police 9 station when they brought your husband the back?  13 A. Yes.  14 Q. What did you do when you went 15 inside?  15 inside?  16 A. I tried to see what happened, 17 what happened with Mario because I saw he 18 bleeding and everything but they not give me 18 on yindromation and I was there for fifteen, 19 can yindromation and I wa		lunch break.	3	A. No, she came after. I go in
at 12:55 p.m., examination resumed at 1:55 p.m.)  MR. SOKOLOFF: What was the 1 last question?  MR. SOKOLOFF: What was the 2 last question.  MR. SOKOLOFF: What was the 3 last question.  MR. MARIVELLI: Listen to h 2 question. I don't think you understood his question.  Q. You went into the police station when they brought your husband the back?  A. Yes.  Q. What did you do when you went 15 inside?  A. I tried to see what happened, 16 have happened with Mario because I saw he 2 any information and I was there for fifteen, 2 last my information and I was there for fifteen, 2 last my information and I was there for fifteen, 2 last my information and I was there for fifteen, 2 last my information and I was there for fifteen, 2 last my information and I was there for fifteen, 2 last my information and I was there for fifteen, 2 last my information and I was there for fifteen, 2 last my information and I was there for fifteen, 2 last my information and I was there for fifteen, 2 last my information and I was there for fifteen, 2 last my information and I was there for fifteen, 2 last my information and I was there for fifteen, 2 last my information and I was there for fifteen, 2 last my information and I was there for fifteen, 2 last my information and I was there for fifteen, 3 last my information and I was there for fifteen, 3 last my information and I was there for fifteen, 3 last my information and I was there for fifteen, 3 last my information and I was there for fifteen, 3 last my information and I was there for fifteen, 3 last my information and I was there for fifteen, 4 last my information and I was there for fifteen, 4 last my information and I was there for fifteen, 4 last my information and I was there for fifteen, 4 last my information and I was there for fifteen, 4 last my information and I was there for fifteen, 4 last my infor			4	with my daughter.
1.55 p.m.)  MR. SOKOLOFF: What was the last question?  MR. SOKOLOFF: What was the last question?  (Whereupon, the reporter read back the requested material.)  Q. You went int the front door of the police station?  A. Yes.  Q. What did you do when you went inside?  A. I tried to see what happened, what happened with Mario because I saw he bleeding and everything but they not give me any information and I was there for fifteen, twenty minutes and I left to the hospital.  Q. You were in the front?  A. Yes.  Q. You were in the front?  A. Yes.  Q. You didn't speak to anybody?  A. No, they see me but they didn't speak to me.  Q. Who did you speak to in the sout what happened with Mario, how did you do that if you didn't speak to anybody?  A. They come in with me but I not say anything because I see everybody inside busy. They didn't say anything to me. I say anything because I see everybody inside last it down. Nobody come. I didn't feel good. I who did you get to the hospital?  A. Wy daughter bring me to the last front of the police station when they brought your husband the back?  9 station when they brought your husband the back?  10 A. No, I stay outside. I call daughter, wait for my daughter and II g daughter, wait for my daughter and II g daughter, wait for my daughter and II g daughter, wait for my daughter is count all three together.  Q. Who is your daughter's count all three together.  Q. Who is your daughter's count all three together.  Q. Who is your daughter is count all three together.  Q. Whore any daughter in my daughter and II g daughter, wait for my daughter and II g daughter, wait for my daughter is count all three together.  Q. Who is your daughter's count all three together.  Q. Whore does Jenny live?  A. I think 165 Balli Street.  Q. How do you spell it?  A. GOMEZ  A. Sleepy Hollow.  A. Yes.  A. Yes.  Q. You left your car in the mid of the street, with my daughter and my daughter and II g daughter is count.  A. Hye say cousins but they nor all three together.  Q. How do you spell it?  A. Yes.  A	1	·	5	MS. MARINELLI: Listen to his
7	٦		6	question. I don't think you
8	1		7	understood his question.
9   (Whereupon, the reporter read 10   back the requested material.)   11   Q. You went in the front door of 11   12   the police station?   13   A. Yes.   14   Q. What did you do when you went 15 inside?   16   A. I tried to see what happened, 17 what happened with Mario because I saw he 18   bleeding and everything but they not give me 19 any information and I was there for fifteen, 10   twenty minutes and I left to the hospital.   21   Q. You were in the front?   22   A. Yes.   23   Q. Did they let you go in the 24   back?   27   A. No.   28   A. No.   29   A. Sleepy Hollow.   20   A. Nobody.   3   A. No, they see me but they didn't speak to anybody?   4   A. Nobody.   5   Q. When you said you tried to find 90 ut what happened with Mario, how did you do 10 that if you didn't speak to anybody?   A. They come in with me but I not 12 say anything because I see everybody inside 13 busy. They didn't say anything to me. I stid down. Nobody come. I didn't feel good.   15   I went to the hospital.   Q. Whore did you get to the 17 hospital?   A. My daughter bring me to the   My daughter pring me to the   My daughter; scoul all three together.   Call they daughter and my daughter scoul all three together.   Call they daughter your daughter scoul all three together.   Call	'		8	Q. You went into the police
back the requested material.)  Q. You went in the front door of the police station?  A. Yes.  Q. What did you do when you went inside?  A. I tried to see what happened, what happened with Mario because I saw he bleeding and everything but they not give me any information and I was there for fifteen, the same any info	1	•	9	station when they brought your husband into
11 Q. You went in the front door of 12 the police station? 13 A. Yes. 14 Q. What did you do when you went 15 inside? 16 A. I tried to see what happened, 17 what happened with Mario because I saw he 18 bleeding and everything but they not give me 19 any information and I was there for fifteen, 20 twenty minutes and I left to the hospital. 21 Q. You were in the front? 22 A. Yes. 23 Q. Did they let you go in the 24 back? 26 A. No. 27 A. No. 28 Q. Who did you speak to in the 29 front, if anybody? 4 A. Nobody. 5 Q. You didn't speak to anybody? 6 A. No, they see me but they didn't 7 speak to me. 8 Q. When you said you tried to find 9 out what happened with Mario, how did you do 10 that if you didn't speak to anybody? 11 A. They come in with me but I not 12 say anything because I see everybody inside 13 busy. They didn't say anything to me. I sit down. Nobody come. I didn't feel good. 15 I went to the hospital. 16 Q. How did you get to the 17 hospital? 18 A. My daughter and my daughter and I g daughter and my daughter and I g daughter and my daughter scoush a with my daughter and my daughter and my daughter scoush and my daughter and my daughter scoush and my daughter scoush all three together. 15 Q. Who is your daughter scoush all three together. 16 A. They say cousins but they no really cousins; Jenny. 18 A. A. Cabrera. 20 Q. Where does Jenny live? 21 A. I think 165 Balli Street. 22 Q. How do you spell it? 23 A. B-A-L-L-I, I think, or E-I 24 or I'm not sure. 25 Q. In what town? 24 A. Sleepy Hollow. 3 Q. Did Jenny Cabrera go with y to the hospital? 4 A. Yes, they come and yeah. 9 Q. You got out of your car and left in the middle of the street, rule in the middle of the street, rule in the middle of the street, rule in the middle of			10	
the police station?  A. Yes.  What did you do when you went inside?  A. I tried to see what happened, what happened with Mario because I saw he bleeding and everything but they not give me any information and I was there for fifteen, twenty minutes and I left to the hospital.  Q. You were in the front?  A. Yes.  Q. Did they let you go in the back?  A. No.  A. GOMEZ  Q. Who did you speak to in the front, if anybody?  A. Nobody.  A. No, they see me but they didn't speak to anybody?  A. No, they see me but they didn't speak to anybody?  A. They come in with me but I not say anything because I see everybody inside busy. They didn't say anything because I see everybody inside susy. They didn't say anything to me. I sit down. Nobody come. I didn't feel good.  I went to the hospital.  A. My daughter and my daughter so my daughter show it my daughter in my daughter show it my daughter show it with my daughter and my daughter so could all three together.  A. They say cousins but they not really cousins; Jenny.  A. They say cousins but they not really cousins; Jenny.  A. They say cousins but they not really cousins; Jenny.  A. They say cousins but they not really cousins; Jenny.  A. They say cousins but they not really cousins; Jenny.  A. They say cousins but they not really cousins; Jenny.  A. They say cousins but they not really cousins; Jenny.  A. They say cousins sour feally cousins; Jenny.  A. They say cousins but they not really cousins; Jenny.  A. They say cousins sour feally cousins; Jenny.  A. They say cousins sour feally they not all three together.  A. They say cousins sour feally cousins; Jenny.  A. They have jour daughter and my daughter sous all three together.  A. They have feally cousins; Jenny.  A. They have pausins there for fifteen, a. I think 165 Balli Street.  A. GoMEZ  A. Be-AL-L-I, I think, or E-I  A. GOMEZ  A. Sleepy Hollow.  A. Yes, they come and yeah.  Q. You left your car in the mi of the hospital?  A. She parked the car.  A. She parked the car.  A. She parked the car.  A. They have a parking l	ł	a company of the second second	111	A. No, I stay outside. I call my
A. Yes.  A. I tried to see what happened, inside?  A. I tried to see what happened, what happened with Mario because I saw he bleeding and everything but they not give me any information and I was there for fifteen, twenty minutes and I left to the hospital.  A. Yes.  Did they let you go in the back?  A. No.  A. GOMEZ  Q. Who did you speak to in the front, if anybody?  A. Nobody.  A. No, they see me but they didn't speak to anybody?  A. No, they see me but they didn't speak to anybody?  A. They come in with me but I not say anything because I see everybody inside busy. They didn't say anything to me. I sit down. Nobody come. I didn't feel good. I went to the hospital.  A. My daughter and my daughter's cous all three together.  A. Who is your daughter's cous all three together.  A. They say cousins but they no really cousins; Jenny.  B. A. Jenny what?  A. Cabrera.  Q. How do you spell it?  A. B. A. I think 165 Balli Street.  Q. How do you spell it?  A. B. A. B. A. LI., I think, or E-I and the mid sure.  A. GOMEZ  A. Sleepy Hollow.  A. Yes.  A. Yes.  A. Yes.  A. Yes.  A. Yes.  A. Yes, they come and yeah.  Q. You got out of your car and left in the middle of the street, no when you came there behind your husband, where was your car?  I went to the hospital.  A. She park to me.  A. Yes, they come and yeah.  Q. You got out of your car and left in the middle of the street, no when you came there behind your husband, where was your car?  A. She park to me.  A. She park to me.  A. Yes, they come and yeah.  Q. You got out of your car and left in the middle of the street, no when you came there behind your husband, where was your car?  A. She park to me.  A. She park to me.  A. She park to me.  A. Yes, they come and yeah.  Q. Whor didn't speak to anybody?  A. She park to me.  A. She park to me.  A. Yes, they come and yeah.  Q. You didn't speak to anybody?  A. She park to me.  A. She park to me.  A. She park to me.  A. Yes, they come and yeah.  A. She park to me.  A. She park to me.  A. She park to me.  A. She park to m	l		12	daughter, wait for my daughter and I go in
14 Q. What did you do when you went 15 inside? 16 A. I tried to see what happened, 17 what happened with Mario because I saw he 18 bleeding and everything but they not give me 19 any information and I was there for fifteen, 20 twenty minutes and I left to the hospital. 21 Q. You were in the front? 22 A. Yes. 23 Q. Did they let you go in the 24 back? 25 A. No.  114  1 A. GOMEZ 2 Q. Who did you speak to in the 3 front, if anybody? 4 A. Nobody. 5 Q. You didn't speak to anybody? 6 A. No, they see me but they didn't 7 speak to me. 8 Q. When you said you tried to find 9 out what happened with Mario, how did you do 10 that if you didn't speak to anybody? 11 A. They come in with me but I not 12 say anything because I see everybody inside 13 busy. They didn't say anything to me. I sit down. Nobody come. I didn't feel good. 15 I went to the hospital. 16 Q. How did you get to the 17 hospital? 18 A. My daughter bring me to the 18 I all three together. 16 Q. Who is your daughter's cous A. They say cousins but they not 17 really cousins: Jenny. 18 Q. Jenny what? 19 A. Cabrera. 20 Q. Where does Jenny live? 21 A. I think 165 Balli Street. 22 Q. How do you spell it? 23 A. B-A-L-L-I, I think, or E-I 24 or I'm not sure. 25 Q. In what town? 26 A. Sleepy Hollow. 3 Q. Did Jenny Cabrera go with y 4 to the hospital? 5 A. Yes. 6 Q. You left your car in the mi 7 of the street? 8 A. Yes, they come and yeah. 9 Q. You got out of your car and 10 left it in the middle of the street, r 11 when you came there behind your 12 husband, where was your car? 13 A. She parked the car. 14 A. My daughter, yeah. 15 A. My daughter bring me to the	Į.	·	13	
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twenty minutes and I left to the hospital.  Q. You were in the front?  A. Yes.  Q. Did they let you go in the back?  A. No.  114  A. GOMEZ  Q. Who did you speak to in the front, if anybody?  A. No, they see me but they didn't speak to anybody?  A. No, they see me but they didn't speak to me.  Q. When you said you tried to find out what happened with Mario, how did you do that if you didn't speak to anybody?  A. They come in with me but I not say anything because I see everybody inside busy. They didn't say anything to me. I sit down. Nobody come. I didn't feel good.  A. Who did you get to the hospital?  A. Who did you get to the hospital?  A. They how did you get to the hospital?  A. They how did you get to the hospital?  A. They have a parking lot in front of the police department.	]		1	
21 Q. You were in the front? 22 A. Yes. 23 Q. Did they let you go in the 24 back? 25 A. No. 26 A. No. 27 A. No. 28 A. No. 29 A. No. 29 A. No. 20 In what town? 20 Q. In what town? 21 A. Sleepy Hollow. 21 A. Sleepy Hollow. 22 A. Sleepy Hollow. 23 A. B-A-L-I, I think, or E-I 24 or I'm not sure. 25 Q. In what town? 26 A. No. 27 A. Sleepy Hollow. 28 Q. Did Jenny Cabrera go with yee to the hospital? 29 A. Nobody. 20 A. Nobody. 21 A. Sleepy Hollow. 21 A. Sleepy Hollow. 21 A. Sleepy Hollow. 22 A. Sleepy Hollow. 23 A. B-A-L-I, I think, or E-I 24 or I'm not sure. 25 Q. In what town? 26 A. Sleepy Hollow. 27 A. Sleepy Hollow. 28 A. Yes. 29 A. Sleepy Hollow. 30 Q. Did Jenny Cabrera go with yee to the hospital? 31 A. Yes. 32 A. B-A-L-I, I think, or E-I 32 A. B-A-L-I, I think, or E-I 34 B. A. My daughter bring me to the 12 A. B-A-L-I, I think, or E-I 34 B. A. B-A-L-II, I think, or E-I 34 B. A. GOMEZ 34 B. B-A-L-III 35 A. Sleepy Hollow. 36 Q. Did Jenny Cabrera go with yee 4 to the hospital? 4 A. Yes. 4 A. Yes. 6 Q. You left your car in the mi 4 Of the street? 8 A. Yes. 9 Q. You got out of your car and 10 left it in the middle of the street, reduction of the street? 8 A. Yes. 9 Q. You got out of your car and 10 left it in the middle of the street. 19 A. Sleepy Hollow. 10 A. Yes. 10 Q. Where was your car? 11 A. She parked the car. 11 A.	1	•	' -	
22 Q. How do you spell it? 23 Q. Did they let you go in the 24 back? 25 A. No. 26 A. No. 27 A. No. 28 A. No. 29 A. No. 29 A. No. 20 In what town? 20 Q. Who did you speak to in the 20 Q. Who did you speak to in the 21 A. Sleepy Hollow. 22 A. Sleepy Hollow. 23 Q. Did Jenny Cabrera go with yeeld to the hospital? 25 Q. You didn't speak to anybody? 26 A. No, they see me but they didn't speak to me. 27 A. Yes. 28 Q. When you said you tried to find you do that if you didn't speak to anybody? 29 Q. When you said you tried to find you do that if you didn't speak to anybody? 30 Q. Did Jenny Cabrera go with yeeld to the hospital? 31 A. Yes. 32 Q. In what town? 32 A. Sleepy Hollow. 33 Q. Did Jenny Cabrera go with yeld to the hospital? 34 A. Yes. 35 Q. You left your car in the middle of the street? 36 Q. You got out of your car and 10 left it in the middle of the street, recommendation where was your car? 31 A. She parked the car. 32 A. B-A-L-L-I, I think, or E-I 24 or I'm not sure. 25 Q. In what town? 3 Q. Did Jenny Cabrera go with yeld to the hospital? 4 to the hospital? 4 A. Yes. 4 Q. You left your car in the middle of the street? 5 A. Yes. 6 Q. You got out of your car and 10 left it in the middle of the street, recommendation where was your car? 11 When you came there behind your husband, where was your car? 11 A. She parked the car. 12 Q. Who? 13 A. Sleepy Hollow. 3 Q. Did Jenny Cabrera go with yeld to the hospital? 4 O. You left your car in the middle of the street? 5 A. Yes. 6 Q. You got out of your car and 10 left it in the middle of the street? 8 A. Yes, they come and yeah. 9 Q. You got out of your car and 10 left it in the middle of the street? 11 A. She parked the car. 12 Q. Who? 13 A. Sleepy Hollow. 14 A. O. You left your car in the middle of the street? 15 A. Yes, they come and yeah. 16 Q. When you came there behind your husband, where was your car? 18 A. My daughter bring me to the 11 A. They have a parking lot in 18 front of the police department.	l			
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$\begin{vmatrix} 10 & \text{hospital} \end{vmatrix}$ 19 Q. You say you got out of the		· -	!	Q. You say you got out of the
19 hospital shout 4:00 in the morning?	ı			
A Vee	20			·
there:		and the second s		
22 +imo2	l			
25 Carried and sile come to the period	l		1	_
24 department.	l		l .	
23 G. Milon you work or market	25	Q. When you were inside the portice		

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	117		119
1	A. GOMEZ	1	A. GOMEZ
2	whole time?	2	there. Mario listen my voice and he scream,
3	A. No?	3	"Awilda," and I say, "Yes, I'm here.
	Q. How did she get home?	4	Everything is fine. Don't worry," and I
	A. Haydee give her a ride.	5	tried to be very, you know, calm down because he was there and I seen what
6	Q. Haydee came to the hospital?	6	
7	A. Yes.	7	happened with him.  MR. SOKOLOFF: Would you read
8	Q. When did Haydee come to the	8	
9	hospital?	9	back that answer? (Whereupon, the reporter read
10	A. With me.	10	•
11	Q. Haydee was the daughter that	11	back the requested material.)
12	picked you up?	12	Q. Was anybody present, was
13	A. Yes.	13	anybody there when you had this conversation
14	Q. When you saw Haydee that night	14	with Quinoy?
15	after the incident, did you talk to her	15	A. Yes.
16	about what had happened?	16	Q. Who?
17	A. Not really.	17	A. Gasker.
18	Q. What does not really mean?	18	Q. Where was he?
19	A. I not say anything. She know	19	A. Next to Quinoy.
20	her father, they arrest and she bring me to	20	Q. So, when Quinoy came out,
21	the hospital. I have a lot of pain. I cry	21	Gasker was next to him?
22	a lot, the pain. I'm so nervous because I	22	A. Yes.
23	have big surgery and he threw me very hard	23	Q. Did Gasker say anything?
24	and I'm very nervous that something happened	24	A. No.
25	inside my body.	25	Q. Quinoy put you in handcuffs?
	118		120
1	A. GOMEZ	1	A. GOMEZ
2	Q. What hospital did you go to?	2	A. Yes.
3	A. Phelps Memorial.	3	Q. In the front of the police
4	Q. Bridgette stayed in the house?	4	station?
5	A. Yes.	1	
	A. 163.	5	A. Yes.
6	Q. Where did you go after you came	5 6	Q. Then what did he do?
6 7	Q. Where did you go after you came		
		6	<ul><li>Q. Then what did he do?</li><li>A. What did he do?</li><li>Q. Yes.</li></ul>
7	Q. Where did you go after you came out of the hospital 4:00 in the morning?	6 7	<ul><li>Q. Then what did he do?</li><li>A. What did he do?</li><li>Q. Yes.</li><li>A. He going in not outside.</li></ul>
7 8	Q. Where did you go after you came out of the hospital 4:00 in the morning?  A. I when I get out, I stop at	6 7 8	Q. Then what did he do? A. What did he do? Q. Yes. A. He going in not outside. Everything happened in the front. He going
7 8 9	Q. Where did you go after you came out of the hospital 4:00 in the morning?  A. I when I get out, I stop at the police department and I go in. Haydee wait for me in the car outside. I saw Paul.	6 7 8 9	Q. Then what did he do? A. What did he do? Q. Yes. A. He going in not outside.  Everything happened in the front. He going opened the door going in. He put me in
7 8 9 10 11	Q. Where did you go after you came out of the hospital 4:00 in the morning?  A. I when I get out, I stop at the police department and I go in. Haydee wait for me in the car outside. I saw Paul. I don't know what position he have. He's	6 7 8 9 10	Q. Then what did he do? A. What did he do? Q. Yes. A. He going in not outside.  Everything happened in the front. He going opened the door going in. He put me in the little room with Gasker with me. He
7 8 9 10 11 12	Q. Where did you go after you came out of the hospital 4:00 in the morning?  A. I when I get out, I stop at the police department and I go in. Haydee wait for me in the car outside. I saw Paul. I don't know what position he have. He's not regular policeman. I ask her about what	6 7 8 9 10	Q. Then what did he do? A. What did he do? Q. Yes. A. He going in not outside.  Everything happened in the front. He going opened the door going in. He put me in the little room with Gasker with me. He left for, I'd say five minutes, and he
7 8 9 10 11 12 13	Q. Where did you go after you came out of the hospital 4:00 in the morning?  A. I when I get out, I stop at the police department and I go in. Haydee wait for me in the car outside. I saw Paul. I don't know what position he have. He's not regular policeman. I ask her about what happened with Mario's car because they take	6 7 8 9 10 11 12	Q. Then what did he do? A. What did he do? Q. Yes. A. He going in not outside.  Everything happened in the front. He going opened the door going in. He put me in the little room with Gasker with me. He left for, I'd say five minutes, and he coming back to me. He asked me, "Are you
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7 8 9 10 11 12 13 14 15 16	Q. Where did you go after you came out of the hospital 4:00 in the morning?  A. I when I get out, I stop at the police department and I go in. Haydee wait for me in the car outside. I saw Paul. I don't know what position he have. He's not regular policeman. I ask her about what happened with Mario's car because they take it, what I have to do to take it back and I say to him, "I'm not happy about what happened tonight." He said, "What do you want to do, do complaint?" I say, "Yes."	6 7 8 9 10 11 12 13 14 15 16	Q. Then what did he do? A. What did he do? Q. Yes. A. He going in not outside.  Everything happened in the front. He going opened the door going in. He put me in the little room with Gasker with me. He left for, I'd say five minutes, and he coming back to me. He asked me, "Are you okay?" I say, "Yes," and he take all the handcuffs. He bring me to her office. Q. Who is her? A. Jose bring me to another office
7 8 9 10 11 12 13 14 15 16 17	Q. Where did you go after you came out of the hospital 4:00 in the morning?  A. I when I get out, I stop at the police department and I go in. Haydee wait for me in the car outside. I saw Paul. I don't know what position he have. He's not regular policeman. I ask her about what happened with Mario's car because they take it, what I have to do to take it back and I say to him, "I'm not happy about what happened tonight." He said, "What do you want to do, do complaint?" I say, "Yes." At the time that I say yes, Jose Quinoy	6 7 8 9 10 11 12 13 14 15 16 17	Q. Then what did he do? A. What did he do? Q. Yes. A. He going in not outside.  Everything happened in the front. He going opened the door going in. He put me in the little room with Gasker with me. He left for, I'd say five minutes, and he coming back to me. He asked me, "Are you okay?" I say, "Yes," and he take all the handcuffs. He bring me to her office. Q. Who is her? A. Jose bring me to another office and he sit down. I sit down next to him.
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123 121 A. GOMEZ A. GOMEZ 1 Α. Yes. 2 on the floor." 2 Did you sign a statement that Q. 3 Had you filled out a complaint Q. 3 4 night? form yet? Α. Yes. 5 Α. No. Q. Was it true? 6 Did anything happen with Quinoy Q. 6 Α. No. 7 after he said that? 7 Did you understand it? Q. He have a conversation with me 8 Α. 8 I not read the statement. Α. like a friend. He tried to ask me what I 9 9 Q. Why not? 10 do, I looking for lawyer, what I do for 10 Why not, because I feeling in Α. Mario and he tell me that I do what I have 11 11 the moment so nervous. I never be in I go home. They let me go home and 12 12 situation about that. He forgot I'm a I stay in the precinct. I say what I have 13 13 woman. He throw me very hard. to do. He say you know what you have to do. 14 14 nervous. I never be arrested in my life. 15 MR. SOKOLOFF: Can you read 15 tried to get out and see what I do to help 16 back that answer? 16 Mario, looking for lawyer, you know, and he (Whereupon, the reporter read 17 17 told me it's not a big deal that I put to back the requested material.) 18 18 you. I sign and I believe when the moment They let you go home? 19 Q. 19 coming everything the truth coming out. No, he made the statement. 20 Α. 20 the moment, I think about I have to go home. That's where he tried to tell me that I 21 21 My daughter is alone. I have to see what I sign. I left. He made a statement. 22 22 do with Mario. I saw Mario with a lot of Everything happened in Spanish and he write 23 23 bleeding and everything and I tried to be in English and he told me that he did it --24 24 He have the power in the whatever you want. 25 I told him, "I don't understand what 25 124 122 A. GOMEZ 1 A. GOMEZ 1 2 moment. happened tonight. You be friends with 2 Well, did you ever read the Q. Mario." He said, "Well, I do it because 3 3 statement? somebody have to put Mario control." I 4 4 5 Α. said, "Control about what? He not do 5 Up until today, you never saw nothing. That's her daughter," and he told Q. 6 6 7 it? me, "Yes, that's her daughter but nobody 7 I saw. I saw the statement but Α. tell me what I have to do with Haydee. I 8 this is something very -- I believe in this not going with Haydee, I going with Haydee 9 9 situation for no reason. out." I told him, "You're talking about my 10 10 Is the statement true? Q. daughter, her daughter living with me. You 11 11 Α. married, three kids. What you want? Nobody 12 No. 12 Do you understand it? Q. wants something bad for daughter or son," --13 13 MS. MARINELLI: What do you and he said, "Well, I show him who have the 14 14 mean do you understand it? 15 power." I say, "Okay." He say I made -- I 15 The statement is in English; Q. put two charge to you but it's not too bad. 16 I know the D.A. and maybe I talking with the 17 right? 17 Α. D.A. and they take it out to you and you 18 Yes. 18 Do you understand it? 19 Q. take -- he told me he talking with the D.A. 19 If I read, yes. Maybe I not and maybe the D.A. made a deal with me or Α. 20 20 understand some paragraphs but I understand. take care of the charge because the reason 21 Did you know when you signed he did it is because he have to cover his 22 22 the statement that if it was false that that 23 23 ass. was a crime to sign a false statement? Have you told me everything in 24 Q. 24 MS. MARINELLI: Objection. 25 that conversation? 25

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	125		127
1	A. GOMEZ	1	A. GOMEZ
2	Don't answer that.	2	A. This in Spanish. You write my
3	MR. SOKOLOFF: Don't answer it?	3	
٦	MS. MARINELLI: Right.	4	THE WITNESS: What do you say?
	MR. SOKOLOFF: On what basis?	5	A. My warrant.
	MS. MARINELLI: What is the	6	MS. MARINELLI: Do you know
6	purpose asking that question?	7	what it is?
7	MR. SOKOLOFF: I want to know	8	THE WITNESS: Yes.
8		9	Q. Miranda rights, your rights?
9	if she knew it's a crime.	10	A. No, I not write. I only sign.
10	MS. MARINELLI: What does that	11	MS. MARINELLI: What do you
11	have to do	1	understand it to be?
12	MR. SOKOLOFF: It's on the	12	THE WITNESS: This is my
13	statement.	13	
14	MS. MARINELLI: So.	14	writing I have to
15	MR. SOKOLOFF: I want to know	15	Q. And the second page, what's the
16	if she knew it.	16	second page?
17	MS. MARINELLI: Why, are you	17	A. That's the page that he made in
18	going to charge her with that crime	18	the computer.
19	now?	19	Q. Did you sign it?
20	MR. SOKOLOFF: I don't charge	20	A. I sign this.
21	anybody with anything. That's not a	21	Q. First page says "Miranda
22	basis	22	Warning Spanish" and it has it's written
23	MS. MARINELLI: I don't	23	in Spanish; right?
24	understand it. I think it's outside	24	A. Yes.
25	the scope of this deposition.	25	Q. Next to every one of those
40	the scope of this deposition.	20	
2.5	126	20	128
1		1	128 A. GOMEZ
1	126	1	128 A. GOMEZ items, you wrote the word si, S-I?
	A. GOMEZ  MR. SOKOLOFF: I don't. She	1	128 A. GOMEZ
1 2 3	A. GOMEZ  MR. SOKOLOFF: I don't. She  signed a statement under penalty of	1 2	128 A. GOMEZ items, you wrote the word si, S-I?
1 2 3 4	A. GOMEZ  A. GOMEZ  MR. SOKOLOFF: I don't. She  signed a statement under penalty of  perjury. I want to know if she knows	1 2 3	A. GOMEZ items, you wrote the word si, S-I? A. I not do it, he do it.
1 2 3 4 5	A. GOMEZ  A. GOMEZ  MR. SOKOLOFF: I don't. She  signed a statement under penalty of  perjury. I want to know if she knows  it was penalty of perjury.	1 2 3 4	A. GOMEZ items, you wrote the word si, S-I? A. I not do it, he do it. Q. Who is he?
1 2 3 4 5	A. GOMEZ  A. GOMEZ  MR. SOKOLOFF: I don't. She  signed a statement under penalty of  perjury. I want to know if she knows  it was penalty of perjury.  MS. MARINELLI: Was it under	1 2 3 4 5	A. GOMEZ items, you wrote the word si, S-I? A. I not do it, he do it. Q. Who is he? A. Jose.
1 2 3 4 5 6 7	A. GOMEZ  A. GOMEZ  MR. SOKOLOFF: I don't. She signed a statement under penalty of perjury. I want to know if she knows it was penalty of perjury.  MS. MARINELLI: Was it under penalty of perjury?	1 2 3 4 5 6	A. GOMEZ items, you wrote the word si, S-I? A. I not do it, he do it. Q. Who is he? A. Jose. Q. Did you sign it?
1 2 3 4 5 6 7 8	A. GOMEZ  MR. SOKOLOFF: I don't. She signed a statement under penalty of perjury. I want to know if she knows it was penalty of perjury.  MS. MARINELLI: Was it under penalty of perjury?  MR. SOKOLOFF: He's on the	1 2 3 4 5 6 7	A. GOMEZ items, you wrote the word si, S-I? A. I not do it, he do it. Q. Who is he? A. Jose. Q. Did you sign it? A. Only I sign.
1 2 3 4 5 6 7 8	A. GOMEZ  MR. SOKOLOFF: I don't. She signed a statement under penalty of perjury. I want to know if she knows it was penalty of perjury.  MS. MARINELLI: Was it under penalty of perjury?  MR. SOKOLOFF: He's on the statement.	1 2 3 4 5 6 7 8	A. GOMEZ items, you wrote the word si, S-I? A. I not do it, he do it. Q. Who is he? A. Jose. Q. Did you sign it? A. Only I sign. Q. Did you read it?
1 2 3 4 5 6 7 8 9	A. GOMEZ  MR. SOKOLOFF: I don't. She signed a statement under penalty of perjury. I want to know if she knows it was penalty of perjury.  MS. MARINELLI: Was it under penalty of perjury?  MR. SOKOLOFF: He's on the statement.  MS. MARINELLI: Did you know it	1 2 3 4 5 6 7 8 9	A. GOMEZ items, you wrote the word si, S-I? A. I not do it, he do it. Q. Who is he? A. Jose. Q. Did you sign it? A. Only I sign. Q. Did you read it? A. No, he take the paper, he write
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1 2 3 4 5 6 7 8 9 10 11 12 13 14	A. GOMEZ  MR. SOKOLOFF: I don't. She signed a statement under penalty of perjury. I want to know if she knows it was penalty of perjury.  MS. MARINELLI: Was it under penalty of perjury?  MR. SOKOLOFF: He's on the statement.  MS. MARINELLI: Did you know it was under penalty of perjury?  THE WITNESS: No.  MR. SOKOLOFF: Mark this as Defendant's Exhibit A.	1 2 3 4 5 6 7 8 9 10 11 12 13	A. GOMEZ  items, you wrote the word si, S-I?  A. I not do it, he do it.  Q. Who is he?  A. Jose.  Q. Did you sign it?  A. Only I sign.  Q. Did you read it?  A. No, he take the paper, he write for me, reading in Spanish and he write everything.  Q. Whose signature is that?  A. This is my signature but I not take the paper. He did everything. He fill
1 2 3 4 5 6 7 8 9 10 11 12 13 14 15	A. GOMEZ  MR. SOKOLOFF: I don't. She signed a statement under penalty of perjury. I want to know if she knows it was penalty of perjury.  MS. MARINELLI: Was it under penalty of perjury?  MR. SOKOLOFF: He's on the statement.  MS. MARINELLI: Did you know it was under penalty of perjury?  THE WITNESS: No.  MR. SOKOLOFF: Mark this as Defendant's Exhibit A.  (Whereupon, Defendant's Exhibit	1 2 3 4 5 6 7 8 9 10 11 12 13 14	A. GOMEZ  items, you wrote the word si, S-I?  A. I not do it, he do it.  Q. Who is he?  A. Jose.  Q. Did you sign it?  A. Only I sign.  Q. Did you read it?  A. No, he take the paper, he write for me, reading in Spanish and he write everything.  Q. Whose signature is that?  A. This is my signature but I not take the paper. He did everything. He fill out everything. He write in English and he
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1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	A. GOMEZ  MR. SOKOLOFF: I don't. She signed a statement under penalty of perjury. I want to know if she knows it was penalty of perjury.  MS. MARINELLI: Was it under penalty of perjury?  MR. SOKOLOFF: He's on the statement.  MS. MARINELLI: Did you know it was under penalty of perjury?  THE WITNESS: No.  MR. SOKOLOFF: Mark this as Defendant's Exhibit A.  (Whereupon, Defendant's Exhibit A, Miranda Warning Spanish, was marked for Identification.)  MS. MARINELLI: You want her to look at it?	1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	A. GOMEZ  items, you wrote the word si, S-I?  A. I not do it, he do it.  Q. Who is he?  A. Jose.  Q. Did you sign it?  A. Only I sign.  Q. Did you read it?  A. No, he take the paper, he write  for me, reading in Spanish and he write  everything.  Q. Whose signature is that?  A. This is my signature but I not  take the paper. He did everything. He fill  out everything. He write in English and he  read everything. I do not touch the paper.  Q. Did he read it to you?  A. Yes.  Q. Did you understand when he read
1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	A. GOMEZ MR. SOKOLOFF: I don't. She signed a statement under penalty of perjury. I want to know if she knows it was penalty of perjury. MS. MARINELLI: Was it under penalty of perjury? MR. SOKOLOFF: He's on the statement. MS. MARINELLI: Did you know it was under penalty of perjury? THE WITNESS: No. MR. SOKOLOFF: Mark this as Defendant's Exhibit A. (Whereupon, Defendant's Exhibit A, Miranda Warning Spanish, was marked for Identification.) MS. MARINELLI: You want her to look at it? Q. Take a look at what's been	1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	A. GOMEZ  items, you wrote the word si, S-I?  A. I not do it, he do it.  Q. Who is he?  A. Jose.  Q. Did you sign it?  A. Only I sign.  Q. Did you read it?  A. No, he take the paper, he write for me, reading in Spanish and he write everything.  Q. Whose signature is that?  A. This is my signature but I not take the paper. He did everything. He fill out everything. He write in English and he read everything. I do not touch the paper.  Q. Did he read it to you?  A. Yes.  Q. Did you understand when he read it to you?
1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	A. GOMEZ  MR. SOKOLOFF: I don't. She signed a statement under penalty of perjury. I want to know if she knows it was penalty of perjury.  MS. MARINELLI: Was it under penalty of perjury?  MR. SOKOLOFF: He's on the statement.  MS. MARINELLI: Did you know it was under penalty of perjury?  THE WITNESS: No.  MR. SOKOLOFF: Mark this as Defendant's Exhibit A.  (Whereupon, Defendant's Exhibit A, Miranda Warning Spanish, was marked for Identification.)  MS. MARINELLI: You want her to look at it?  Q. Take a look at what's been marked for identification as Defendant's	1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	A. GOMEZ  items, you wrote the word si, S-I?  A. I not do it, he do it.  Q. Who is he?  A. Jose.  Q. Did you sign it?  A. Only I sign.  Q. Did you read it?  A. No, he take the paper, he write for me, reading in Spanish and he write everything.  Q. Whose signature is that?  A. This is my signature but I not take the paper. He did everything. He fill out everything. He write in English and he read everything. I do not touch the paper.  Q. Did he read it to you?  A. Yes.  Q. Did you understand when he read it to you?  A. In Spanish, yes.
1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 24	A. GOMEZ  MR. SOKOLOFF: I don't. She signed a statement under penalty of perjury. I want to know if she knows it was penalty of perjury.  MS. MARINELLI: Was it under penalty of perjury?  MR. SOKOLOFF: He's on the statement.  MS. MARINELLI: Did you know it was under penalty of perjury?  THE WITNESS: No.  MR. SOKOLOFF: Mark this as Defendant's Exhibit A.  (Whereupon, Defendant's Exhibit A, Miranda Warning Spanish, was marked for Identification.)  MS. MARINELLI: You want her to look at it?  Q. Take a look at what's been marked for identification as Defendant's Exhibit A and tell me if you've ever seen	1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	items, you wrote the word si, S-I?  A. I not do it, he do it.  Q. Who is he?  A. Jose.  Q. Did you sign it?  A. Only I sign.  Q. Did you read it?  A. No, he take the paper, he write for me, reading in Spanish and he write everything.  Q. Whose signature is that?  A. This is my signature but I not take the paper. He did everything. He fill out everything. He write in English and he read everything. I do not touch the paper.  Q. Did he read it to you?  A. Yes.  Q. Did you understand when he read it to you?  A. In Spanish, yes.  Q. And why did you sign it?
1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 24 23	A. GOMEZ  MR. SOKOLOFF: I don't. She signed a statement under penalty of perjury. I want to know if she knows it was penalty of perjury.  MS. MARINELLI: Was it under penalty of perjury?  MR. SOKOLOFF: He's on the statement.  MS. MARINELLI: Did you know it was under penalty of perjury?  THE WITNESS: No.  MR. SOKOLOFF: Mark this as Defendant's Exhibit A.  (Whereupon, Defendant's Exhibit A, Miranda Warning Spanish, was marked for Identification.)  MS. MARINELLI: You want her to look at it?  Q. Take a look at what's been marked for identification as Defendant's Exhibit A and tell me if you've ever seen that before.	1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	items, you wrote the word si, S-I?  A. I not do it, he do it.  Q. Who is he?  A. Jose.  Q. Did you sign it?  A. Only I sign.  Q. Did you read it?  A. No, he take the paper, he write for me, reading in Spanish and he write everything.  Q. Whose signature is that?  A. This is my signature but I not take the paper. He did everything. He fill out everything. He write in English and he read everything. I do not touch the paper.  Q. Did he read it to you?  A. Yes.  Q. Did you understand when he read it to you?  A. In Spanish, yes.  Q. And why did you sign it?  A. I told you, I sign it because I
1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 24	A. GOMEZ  MR. SOKOLOFF: I don't. She signed a statement under penalty of perjury. I want to know if she knows it was penalty of perjury.  MS. MARINELLI: Was it under penalty of perjury?  MR. SOKOLOFF: He's on the statement.  MS. MARINELLI: Did you know it was under penalty of perjury?  THE WITNESS: No.  MR. SOKOLOFF: Mark this as Defendant's Exhibit A.  (Whereupon, Defendant's Exhibit A, Miranda Warning Spanish, was marked for Identification.)  MS. MARINELLI: You want her to look at it?  Q. Take a look at what's been marked for identification as Defendant's Exhibit A and tell me if you've ever seen	1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	A. GOMEZ  items, you wrote the word si, S-I?  A. I not do it, he do it.  Q. Who is he?  A. Jose.  Q. Did you sign it?  A. Only I sign.  Q. Did you read it?  A. No, he take the paper, he write for me, reading in Spanish and he write everything.  Q. Whose signature is that?  A. This is my signature but I not take the paper. He did everything. He fill out everything. He write in English and he read everything. I do not touch the paper.  Q. Did he read it to you?  A. Yes.  Q. Did you understand when he read it to you?  A. In Spanish, yes.  Q. And why did you sign it?

139 1 A GOMEZ 2 and I sign. 3 Q. The second page, can you read this and tell me if you understand every word of it? 5 MS. MARINELLI: Just note my objection. 8 A. I understand. I can't you understand what the sentence. "False statements made herein are 13 punishable as a Class A misdemeanor pursuant to Section 210.45 of the penal law of the 15 State of New York." 16 You understand what that means? 17 MS. MARINELLI: Objection. 18 A. I no understand what that means? 18 MS. MARINELLI: Objection. 19 Means. 20 Q. Do you know what a false statement means? 21 A. No. I don't know anything about that that the law is. I'm asking you about what the law is. I'm asking you about what the law is. I'm asking if you understand. 22 What the words mean. 3 A. No. I don't understand. A. I on't understand about the law is. I'm asking if you understand. 4 Q. Tell me which words in that sentence you don't know what they mean. 5 A. No. I don't understand. 6 A. I on't understand about the section 24. One penalty, I don't understand. 9 Q. Everything else on the page you understand. 10 Q. Everything else on the page you understand. 11 A. GOMEZ 2 the parking lot to see where Nario was goin a because Bridgette said that he was on the proney elling and screaming." 15 about that. 16 Q. Did you ask him what it means? 17 A. No. 18 Q. Did you ask him what it means? 28 A. No. I don't understand about that. 29 Q. Did you ask him what it means? 30 A. No. I don't understand about that. 31 Lave the right to ream in the tany seement at anytiene." 32 Did he tell you that? 34 No. RARINELLI: Objection. 35 A. No. Gomez 2 36 One will be furnished ea and I have a right one will be furnished ea and I have a right one will be furnished ea and I have a right one will be furnished ea and I have a right one will be furnished ea and I have a right one will be furnished ea and I have a right one will be furnished ea and I have a right one will be furnished ea and I have a right one will be furnished ea and I have a right one will be furnished ea and I have a right		Casa 7:07 av 00206 CS - Dagument 12	2	Filed 04/17/2008 Page 34 of 57
1 A GOMEZ 2 and I sign. 3 Q. The second page, can you read this and tell me if you understand every word of it? 5 MS. MARINELLI: Just note my 7 objection. 8 A. I understand. I can't 9 translate word by word but I understand what 16 he write. 11 Q. You understand what the last 12 sentence, "Falso statements made herein are 3 punishable as a Class A misdemeanor pursuant 14 to Saction 210.45 of the penal law of the State of New York." 16 You understand what that means? 17 MS. MARINELLI: Objection. 18 A. I no understand what that means? 18 A. I no understand what that means? 19 Q. Do you know what a false 21 statement means? 20 A. No, I don't know anything about 24 that. 24 Q. I'm not asking you about what 25 the law is. I'm asking if you understand. 25 Q. Doly ou don't know anything about 26 or penalty, I don't understand about 7 misdemeanor or Class A misdemeanor. I don't understand. 26 Q. Everything else on the page you understand? 27 A. No. I don't understand about 7 misdemeanor or Class A misdemeanor. I don't understand. 26 Q. Everything else on the page you understand? 27 A. No. Q. The top of the statement it says, "I have been told that 3 I have the right to talk with a lawyer." 28 Did he tell you that? 29 A. No, I don't understand what that they mean. 30 A. No, I don't understand. 40 Q. Tell me which words in that 5 sentence you don't know what they mean. 41 A. I don't understand about 7 misdemeanor or Class A misdemeanor. I don't understand. 41 Q. Everything else on the page you understand? 42 Q. Did you ask him what it means? 43 A. No. Q. The top of the statement it 25 says." I have been told by Detective Jose A. 20 Quinoy that I have the right to ream in the page of the parking lot to see where he was going. 45 A. No. Ro. What is not true about it? 46 B. A. GOMEZ 25 A. No. I don't understand what they mean. 57 A. No. Ro. RARINELLI: Objection. 58 A. No. Ro. RARINELLI: Objection. 59 Q. Next sentence, "I ran down to 22 mismed that any series of the parking lot to see where have so on the 25 mismed the page			<del>-3</del> -	131
2 and I sign. 3 Q. The second page, can you read this and tell me if you understand every word of it? 6 MS. MARINELLI: Just note my objection. 8 A. I understand. I can't objection. 10 he write. 11 sentence, "False statements made herein are punishable as a Class A misdemeanor pursuant to Saction 210.45 of the penal law of the State of New York." 16 You understand what that means? 17 MS. MARINELLI: Objection. 18 A. I no understand what that means? 19 means. 20 Q. Do you know what a false class and statement means? 21 statement means? 22 A. No, I don't know anything about that. 23 that. 24 Q. I'm not asking you about what the law is. I'm asking if you understand the law is. I'm asking you understand. 25 the law is. I'm asking fy you understand. 26 Q. Tell me which words in that sentence you don't know what they mean. 27 A. No, I don't understand about to misdemeanor or Class A misdemeanor. I don't understand what is that, you know. I don't understand what is that, you know. I don't understand what is that, you know. I don't understand? 27 A. I don't understand about the section of the penal ty. I don't understand about that. 30 Q. Everything else on the page you understand? 31 A. D. Everything else on the page you understand? 32 A. I don't understand about that. 33 Q. The top of the statement it says, "I have been told by Detective Jose A. Quinoy that I have the right to remain silent and that any statements I make may be used against me in court." 32 Did he tell you that? 33 Q. The next sentence says, "I followed Mario up to Bekman Avenue in from whe he police department. I know whe section in the police department			1	A. GOMEZ
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11 sentence, "False statements made herein are punishable as a Class A misdemeanor pursuant to Section 210.45 of the penal law of the 15 State of New York."  16 You understand what that means? 16 Ms. MARINELLI: Objection.  18 A. I no understand what that means? 17 Ms. MARINELLI: Objection.  19 means. 20 Q. Do you know what a false 21 statement means? 21 statement means? 22 A. No. I don't know anything about 23 that. 24 Q. I'm not asking you about what 25 the law is. I'm asking if you understand 25 Mat the words mean. 26 Mat the words mean. 27 Ms. Marinelli: Objection. 28 Ms. Marinelli: Objection. 29 Ms. Marinelli: Objection. 29 Ms. Marinelli: Objection. 20 Ms. Marinelli: Objection. 20 Ms. Marinelli: Objection. 20 Ms. Marinelli: Objection. 21 Ms. Marinelli: Objection. 22 Ms. Marinelli: Objection. 21 Ms. Marinelli: Objection. 22 Ms. Marinelli: Objection. 23 Ms. Marinelli: Objection. 24 Ms. Ms. I don't understand about 24 Ms. Ms. I understand what is that, you know. I don't understand what is means? 3 Ms. I understand here when he tried 31 to talk with a lawyer. 3 Ms. Marinelli: Objection. 4 Ms. Ms. Marinelli: Objection. 5 Ms. Marinelli: Objection. 5 Ms. Marinelli: Objection. 6 Ms. Marinelli: Objection. 6 Ms. Marinelli: Objection. 7 Ms. Marinelli: Objection. 7 Ms. Marinelli: Objection. 7 Ms. Marinelli: Objection. 8 Ms. Marinelli: Objection. 9 Ms. Marinelli: Ob			10	advised if I cannot afford to hire a lawyer
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4 Q. Tell me which words in that 5 sentence you don't know what they mean. 6 A. I don't understand about 7 misdemeanor or Class A misdemeanor. I don't 8 understand what is that, you know. I don't 9 understand. 10 Q. Everything else on the page you 11 understand? 12 A. I understand here when he tried 13 to explain what happened. About the section 14 245 or penalty, I don't understand anything 15 about that. 16 Q. Did you ask him what it means? 17 A. No. 18 Q. The top of the statement it 19 says "I have been told by Detective Jose A. 20 Quinoy that I have the right to remain silent and that any statements I make may be 22 used against me in court." 23 Did he tell you that? 24 A. No. 25 Phone yelling and screaming." 26 MS. MARINELLI: Objection. 27 A. No. 28 Q. What is not true about it? 29 A. He yelling and she told me he's 29 Velling on the phone. 20 Next sentence says, "Mario of pulled out in his car and I followed him in the see where he was going." 26 MS. MARINELLI: Objection. 27 A. No. 28 Q. What is not true about it? 29 A. He yelling and screaming." 29 A. He yelling and she told me he's 20 Velling on the phone. 21 Did out in his car and I followed him in the see where he was going." 28 MS. MARINELLI: Objection. 29 Did out in his car and I followed him in the see where he was going." 30 MS. MARINELLI: Objection. 31 MS. MARINELLI: Objection. 32 Pulled out in his car and I followed him in the see where he was going." 33 MS. MARINELLI: Objection. 34 Did out in his car and I followed him in the see where he was going." 35 MS. MARINELLI: Objection. 36 A. Is not true because I know where he going. 38 Q. How did you know where he was going? 39 Q. How did you know where he was going? 30 Q. The next sentence says, "I followed Mario up to Beekman Avenue in fro			3	
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24 A. No.  24 followed Mario up to Beekman Avenue in fro	1			
25 of police headquarters where I saw him wal	l l	•	1	
The Mr. Madimetti, and onimalities for an addition incorporate and the second of the s		A. No.  MS. MARINELLI: Just objection.	25	of police headquarters where I saw him walk
25 MS. MARINELLI: JUST OBJECTION: 23 OF POPICS HOUSE NO. 102 Page 129 to 132 of 190	25			

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	133		135
1	A. GOMEZ	1	A. GOMEZ
2	up to Jose Quinoy and another police	2	the hospital because I had severe pain on
3	officer."	3	the left side of my body."
	Is that true?	4	Is that true?
1.	MS. MARINELLI: Objection.	5	MS. MARINELLI: Objection.
6	A. No.	6	A. Yes, that's true.
7	Q. Then it says, "I tried to park	7	Q. What happened at the police
8	the car and when I looked up I saw Mario	8	station after you signed this statement?
9	fighting with the police."	9	A. When I sign the statement, I
10	Is that true?	10	not read. He put on the desk and he said to
11	MS. MARINELLI: Objection.	11	sign here. I sign. He said now he have to
12	A. It's not true.	12	take pictures and fingerprinting and when he
13	Q. Next sentence, "I left the car	13	tried to bring me to the room he told Gasker
14	in the street and I ran into the police	14	go put Mario in the what you call
15	station to tell the officer at the desk to	15	because he sit down in the fingerprint room.
16	please get some help."	16	We change. He's there and they take Mario
17	Is that true?	17	to back and that's when I go into the room
18	MS. MARINELLI: Objection.	18	and take my fingerprints, my picture and he
19	A. It's not true. Something	19	say when I finish everything you going home
20	happened but not this thing.	20	and you come back Monday to court and don't
21	Q. It says, "I was in the lobby	21	worry about that.
22	screaming and then I went back outside when	22	Q. And that's what happened?
23	the other officers arrived."	23	A. That's what happened.
24	Is that true?	24	
25	MS. MARINELLI: Objection.	25	A. No, I see in the back, you 136
	134		130
			A COMEZ
1	A. GOMEZ	1	A. GOMEZ
1 2	A. It's not true. I not	2	know, when they take out Mario with the room
	A. It's not true. I not screaming. At the moment I no scream.	2	know, when they take out Mario with the room to take a little hall and go to the back. I
2	A. It's not true. I not screaming. At the moment I no scream. Q. It says, "I started yelling	2 3 4	know, when they take out Mario with the room to take a little hall and go to the back. I no want him see me. I no want to see him.
2 3 4 5	A. It's not true. I not screaming. At the moment I no scream. Q. It says, "I started yelling stop, stop so they would stop fighting."	2 3 4 5	know, when they take out Mario with the room to take a little hall and go to the back. I no want him see me. I no want to see him. I went in the hallway.
2 3 4 5 6	A. It's not true. I not screaming. At the moment I no scream. Q. It says, "I started yelling stop, stop so they would stop fighting." Is that true?	2 3 4 5 6	know, when they take out Mario with the room to take a little hall and go to the back. I no want him see me. I no want to see him. I went in the hallway.  Q. Did you ever tell anybody at
2 3 4 5 6 7	A. It's not true. I not screaming. At the moment I no scream. Q. It says, "I started yelling stop, stop so they would stop fighting." Is that true? MS. MARINELLI: Objection.	2 3 4 5 6 7	know, when they take out Mario with the room to take a little hall and go to the back. I no want him see me. I no want to see him. I went in the hallway.  Q. Did you ever tell anybody at the Sleepy Hollow Police Department that you
2 3 4 5 6 7 8	A. It's not true. I not screaming. At the moment I no scream. Q. It says, "I started yelling stop, stop so they would stop fighting." Is that true? MS. MARINELLI: Objection. A. It's not true. They not stop	2 3 4 5 6 7 8	know, when they take out Mario with the room to take a little hall and go to the back. I no want him see me. I no want to see him. I went in the hallway.  Q. Did you ever tell anybody at the Sleepy Hollow Police Department that you wanted to file a complaint?
2 3 4 5 6 7 8 9	A. It's not true. I not screaming. At the moment I no scream. Q. It says, "I started yelling stop, stop so they would stop fighting." Is that true? MS. MARINELLI: Objection. A. It's not true. They not stop and they not listen to me and I not scream.	2 3 4 5 6 7 8 9	know, when they take out Mario with the room to take a little hall and go to the back. I no want him see me. I no want to see him. I went in the hallway.  Q. Did you ever tell anybody at the Sleepy Hollow Police Department that you wanted to file a complaint?  A. Everybody know. I tell only
2 3 4 5 6 7 8 9	A. It's not true. I not screaming. At the moment I no scream. Q. It says, "I started yelling stop, stop so they would stop fighting." Is that true? MS. MARINELLI: Objection. A. It's not true. They not stop and they not listen to me and I not scream. Q. It says, "I then grabbed Jose	2 3 4 5 6 7 8 9	know, when they take out Mario with the room to take a little hall and go to the back. I no want him see me. I no want to see him. I went in the hallway.  Q. Did you ever tell anybody at the Sleepy Hollow Police Department that you wanted to file a complaint?  A. Everybody know. I tell only when I was there in the front with the
2 3 4 5 6 7 8 9 10	A. It's not true. I not screaming. At the moment I no scream. Q. It says, "I started yelling stop, stop so they would stop fighting." Is that true? MS. MARINELLI: Objection. A. It's not true. They not stop and they not listen to me and I not scream. Q. It says, "I then grabbed Jose by the shirt asking him to stop screaming."	2 3 4 5 6 7 8 9 10	know, when they take out Mario with the room to take a little hall and go to the back. I no want him see me. I no want to see him. I went in the hallway.  Q. Did you ever tell anybody at the Sleepy Hollow Police Department that you wanted to file a complaint?  A. Everybody know. I tell only when I was there in the front with the glass.
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2 3 4 5 6 7 8 9 10 11 12	A. It's not true. I not screaming. At the moment I no scream. Q. It says, "I started yelling stop, stop so they would stop fighting." Is that true? MS. MARINELLI: Objection. A. It's not true. They not stop and they not listen to me and I not scream. Q. It says, "I then grabbed Jose by the shirt asking him to stop screaming." Is that true? MS. MARINELLI: Objection.	2 3 4 5 6 7 8 9 10 11 12 13	know, when they take out Mario with the room to take a little hall and go to the back. I no want him see me. I no want to see him. I went in the hallway.  Q. Did you ever tell anybody at the Sleepy Hollow Police Department that you wanted to file a complaint?  A. Everybody know. I tell only when I was there in the front with the glass.  Q. Other than bringing this lawsuit, did you file any kind of complaint
2 3 4 5 6 7 8 9 10 11 12 13 14	A. It's not true. I not screaming. At the moment I no scream.  Q. It says, "I started yelling stop, stop so they would stop fighting."  Is that true?  MS. MARINELLI: Objection.  A. It's not true. They not stop and they not listen to me and I not scream.  Q. It says, "I then grabbed Jose by the shirt asking him to stop screaming."  Is that true?  MS. MARINELLI: Objection.  A. No, it's not. I no scream.	2 3 4 5 6 7 8 9 10 11 12 13	know, when they take out Mario with the room to take a little hall and go to the back. I no want him see me. I no want to see him. I went in the hallway.  Q. Did you ever tell anybody at the Sleepy Hollow Police Department that you wanted to file a complaint?  A. Everybody know. I tell only when I was there in the front with the glass.  Q. Other than bringing this lawsuit, did you file any kind of complaint with the police?
2 3 4 5 6 7 8 9 10 11 12 13 14 15	A. It's not true. I not screaming. At the moment I no scream.  Q. It says, "I started yelling stop, stop so they would stop fighting."  Is that true?  MS. MARINELLI: Objection.  A. It's not true. They not stop and they not listen to me and I not scream.  Q. It says, "I then grabbed Jose by the shirt asking him to stop screaming."  Is that true?  MS. MARINELLI: Objection.  A. No, it's not. I no scream.  Q. But you did grab him by the	2 3 4 5 6 7 8 9 10 11 12 13 14 15	know, when they take out Mario with the room to take a little hall and go to the back. I no want him see me. I no want to see him. I went in the hallway.  Q. Did you ever tell anybody at the Sleepy Hollow Police Department that you wanted to file a complaint?  A. Everybody know. I tell only when I was there in the front with the glass.  Q. Other than bringing this lawsuit, did you file any kind of complaint with the police?  A. No, no.
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2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	A. It's not true. I not screaming. At the moment I no scream.  Q. It says, "I started yelling stop, stop so they would stop fighting."  Is that true?  MS. MARINELLI: Objection.  A. It's not true. They not stop and they not listen to me and I not scream.  Q. It says, "I then grabbed Jose by the shirt asking him to stop screaming."  Is that true?  MS. MARINELLI: Objection.  A. No, it's not. I no scream.  Q. But you did grab him by the shirt?  A. I touched the shirt. I don't	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	know, when they take out Mario with the room to take a little hall and go to the back. I no want him see me. I no want to see him. I went in the hallway.  Q. Did you ever tell anybody at the Sleepy Hollow Police Department that you wanted to file a complaint?  A. Everybody know. I tell only when I was there in the front with the glass.  Q. Other than bringing this lawsuit, did you file any kind of complaint with the police?  A. No, no.
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2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	A. It's not true. I not screaming. At the moment I no scream.  Q. It says, "I started yelling stop, stop so they would stop fighting."  Is that true?  MS. MARINELLI: Objection.  A. It's not true. They not stop and they not listen to me and I not scream.  Q. It says, "I then grabbed Jose by the shirt asking him to stop screaming."  Is that true?  MS. MARINELLI: Objection.  A. No, it's not. I no scream.  Q. But you did grab him by the shirt?  A. I touched the shirt. I don't know what you call like that (indicating) but I not touch her body, only the shirt.	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	know, when they take out Mario with the room to take a little hall and go to the back. I no want him see me. I no want to see him. I went in the hallway.  Q. Did you ever tell anybody at the Sleepy Hollow Police Department that you wanted to file a complaint?  A. Everybody know. I tell only when I was there in the front with the glass.  Q. Other than bringing this lawsuit, did you file any kind of complaint with the police?  A. No, no.  Q. Do you know who Lieutenant  Campbell is?  A. I don't know nobody there. I know when he tried to do
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2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	A. It's not true. I not screaming. At the moment I no scream.  Q. It says, "I started yelling stop, stop so they would stop fighting."  Is that true?  MS. MARINELLI: Objection.  A. It's not true. They not stop and they not listen to me and I not scream.  Q. It says, "I then grabbed Jose by the shirt asking him to stop screaming."  Is that true?  MS. MARINELLI: Objection.  A. No, it's not. I no scream.  Q. But you did grab him by the shirt?  A. I touched the shirt. I don't know what you call like that (indicating) but I not touch her body, only the shirt.  Q. It says, "Jose grabbed me and threw me against my car and I fell to the	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	know, when they take out Mario with the room to take a little hall and go to the back. I no want him see me. I no want to see him. I went in the hallway.  Q. Did you ever tell anybody at the Sleepy Hollow Police Department that you wanted to file a complaint?  A. Everybody know. I tell only when I was there in the front with the glass.  Q. Other than bringing this lawsuit, did you file any kind of complaint with the police?  A. No, no.  Q. Do you know who Lieutenant  Campbell is?  A. I don't know nobody there. I know when he tried to do  MS. MARINELLI: Do you know who Lieutenant Campbell is?
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 22	A. It's not true. I not screaming. At the moment I no scream.  Q. It says, "I started yelling stop, stop so they would stop fighting."  Is that true?  MS. MARINELLI: Objection.  A. It's not true. They not stop and they not listen to me and I not scream.  Q. It says, "I then grabbed Jose by the shirt asking him to stop screaming."  Is that true?  MS. MARINELLI: Objection.  A. No, it's not. I no scream.  Q. But you did grab him by the shirt?  A. I touched the shirt. I don't know what you call like that (indicating) but I not touch her body, only the shirt.  Q. It says, "Jose grabbed me and threw me against my car and I fell to the ground."	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	know, when they take out Mario with the room to take a little hall and go to the back. I no want him see me. I no want to see him. I went in the hallway.  Q. Did you ever tell anybody at the Sleepy Hollow Police Department that you wanted to file a complaint?  A. Everybody know. I tell only when I was there in the front with the glass.  Q. Other than bringing this lawsuit, did you file any kind of complaint with the police?  A. No, no.  Q. Do you know who Lieutenant  Campbell is?  A. I don't know nobody there. I know when he tried to do  MS. MARINELLI: Do you know who
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 22 23	A. It's not true. I not screaming. At the moment I no scream.  Q. It says, "I started yelling stop, stop so they would stop fighting."  Is that true?  MS. MARINELLI: Objection.  A. It's not true. They not stop and they not listen to me and I not scream.  Q. It says, "I then grabbed Jose by the shirt asking him to stop screaming."  Is that true?  MS. MARINELLI: Objection.  A. No, it's not. I no scream.  Q. But you did grab him by the shirt?  A. I touched the shirt. I don't know what you call like that (indicating) but I not touch her body, only the shirt.  Q. It says, "Jose grabbed me and threw me against my car and I fell to the ground."  Is that true?	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	know, when they take out Mario with the room to take a little hall and go to the back. I no want him see me. I no want to see him. I went in the hallway.  Q. Did you ever tell anybody at the Sleepy Hollow Police Department that you wanted to file a complaint?  A. Everybody know. I tell only when I was there in the front with the glass.  Q. Other than bringing this lawsuit, did you file any kind of complaint with the police?  A. No, no.  Q. Do you know who Lieutenant  Campbell is?  A. I don't know nobody there. I know when he tried to do  MS. MARINELLI: Do you know who Lieutenant Campbell is?  Just answer his question.
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 22	A. It's not true. I not screaming. At the moment I no scream.  Q. It says, "I started yelling stop, stop so they would stop fighting."  Is that true?  MS. MARINELLI: Objection.  A. It's not true. They not stop and they not listen to me and I not scream.  Q. It says, "I then grabbed Jose by the shirt asking him to stop screaming."  Is that true?  MS. MARINELLI: Objection.  A. No, it's not. I no scream.  Q. But you did grab him by the shirt?  A. I touched the shirt. I don't know what you call like that (indicating) but I not touch her body, only the shirt.  Q. It says, "Jose grabbed me and threw me against my car and I fell to the ground."	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	know, when they take out Mario with the room to take a little hall and go to the back. I no want him see me. I no want to see him. I went in the hallway.  Q. Did you ever tell anybody at the Sleepy Hollow Police Department that you wanted to file a complaint?  A. Everybody know. I tell only when I was there in the front with the glass.  Q. Other than bringing this lawsuit, did you file any kind of complaint with the police?  A. No, no.  Q. Do you know who Lieutenant  Campbell is?  A. I don't know nobody there. I know when he tried to do  MS. MARINELLI: Do you know who Lieutenant Campbell is?  Just answer his question.  A. No, no, I don't know.

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1	A. GOMEZ	1	A. GOMEZ
2	A. Yes.	2	A. No.
3	Q. When is the first time you went	3	Q. Why not?
	to court?	4	MS. MARINELLI: Objection.
1	A. Monday, the next Monday.	5	A. For what reason? One week
6	Q. What date was that?	6	before
7	A. This happened the 17th. I	7	MS. MARINELLI: That's enough.
8	think the 22nd at 3:00 in the afternoon in	8	Q. When you went to court on the
9	Sleepy Hollow.	9	22nd, was Mario with you?
10	MS. MARINELLI: Whatever that	10	MS. MARINELLI: Just objection.
11	Monday was after this incident?	11	<ul> <li>A. No, Mario went in court but not</li> </ul>
12	THE WITNESS: Yes.	12	with me.
13	Q. Did you have a lawyer	13	Q. Didn't you give Campbell your
1	representing you at that point?	14	phone number when you saw him in court?
14	A. Yes.	15	A. No, I no give him my phone
15	_	16	number.
16		17	Q. Did your husband give Campbell
17		18	your phone number?
18		19	A. I don't know.
19	from the Sleepy Hollow Police Department?	20	Q. Did you talk to Campbell with
20	A. When?	21	your husband next to you?
21	Q. In the court.	22	A. Yes.
22	A. No.	23	Q. Well, tell me what the
23	Q. Did anybody from the Sleepy	24	conversation was when you and your husband
24	Hollow Police Department ever try to talk to	25	were talking to Campbell.
25	you after this incident?	2.0	140
	A. GOMEZ	1	A. GOMEZ
1	<b>A</b>	2	A. I no have conversation. He
2	A. Yes. Q. Who?	3	only ask me he wanted to talk to me and
3	A. Campbell.	4	he want my cell phone and I say no and I not
4	Q. Do you know who Campbell is?	5	giving nobody my cell phone. They have my
5	A. No.	6	phone at my house. I say call to my house,
6	Q. How do you know Campbell tried	7	and I don't have any conversation. That's
7	to speak to you?	8	the conversation that I have.
8	A. He come with me and say he	9	Q. So, you told Campbell to call
9	wanted see what happened but I not talk to	10	your house?
10	him.	11	A. No, I not tell call my house.
11	Q. Well, how do you know it was	12	I say you have my phone house and that's the
12		13	phone that I give. I don't give my cell
13	Campbell?  A. Because he say her name.	14	phone to nobody, and that's it. I don't say
1 141		1 .	call me or nothing. He ask me for my cell
1		15	call me of nothing. He ask me for my serv
15	MS. MARINELLI: His name?	15 16	
15 16	MS. MARINELLI: His name? THE WITNESS: Yes.	1	phone. I say you have my phone at my house.
15 16 17	MS. MARINELLI: His name? THE WITNESS: Yes. A. "I'm Campbell. I tried to do	16	
15 16 17 18	MS. MARINELLI: His name? THE WITNESS: Yes. A. "I'm Campbell. I tried to do the investigation for the case," but he not	16 17 18	phone. I say you have my phone at my house. I say I not give my cell phone with nobody. Q. Did he ask if he could set up
15 16 17 18 19	MS. MARINELLI: His name?  THE WITNESS: Yes.  A. "I'm Campbell. I tried to do the investigation for the case," but he not talking with me. That's only what he said.	16 17 18 19	phone. I say you have my phone at my house. I say I not give my cell phone with nobody.
15 16 17 18	MS. MARINELLI: His name? THE WITNESS: Yes. A. "I'm Campbell. I tried to do the investigation for the case," but he not talking with me. That's only what he said. My lawyer say he no want that I speak to	16 17 18	phone. I say you have my phone at my house. I say I not give my cell phone with nobody. Q. Did he ask if he could set up an interview with you and your husband?
15 16 17 18 19 20	MS. MARINELLI: His name? THE WITNESS: Yes. A. "I'm Campbell. I tried to do the investigation for the case," but he not talking with me. That's only what he said. My lawyer say he no want that I speak to him.	16 17 18 19 20	phone. I say you have my phone at my house. I say I not give my cell phone with nobody. Q. Did he ask if he could set up an interview with you and your husband? A. No.
15 16 17 18 19 20	MS. MARINELLI: His name?  THE WITNESS: Yes.  A. "I'm Campbell. I tried to do the investigation for the case," but he not talking with me. That's only what he said. My lawyer say he no want that I speak to him.  Q. Your lawyer didn't want you to	16 17 18 19 20 21 22	phone. I say you have my phone at my house.  I say I not give my cell phone with nobody.  Q. Did he ask if he could set up an interview with you and your husband?  A. No.  Q. Did Campbell call your house?  A. Yes.
15 16 17 18 19 20 22 23	MS. MARINELLI: His name? THE WITNESS: Yes. A. "I'm Campbell. I tried to do the investigation for the case," but he not talking with me. That's only what he said. My lawyer say he no want that I speak to him. Q. Your lawyer didn't want you to speak to him?	16 17 18 19 20 21	phone. I say you have my phone at my house.  I say I not give my cell phone with nobody.  Q. Did he ask if he could set up an interview with you and your husband?  A. No.  Q. Did Campbell call your house?  A. Yes.
15 16 17 18 19 20	MS. MARINELLI: His name?  THE WITNESS: Yes.  A. "I'm Campbell. I tried to do the investigation for the case," but he not talking with me. That's only what he said. My lawyer say he no want that I speak to him.  Q. Your lawyer didn't want you to	16 17 18 19 20 21 22 23	phone. I say you have my phone at my house.  I say I not give my cell phone with nobody.  Q. Did he ask if he could set up an interview with you and your husband?  A. No.  Q. Did Campbell call your house?  A. Yes.  Q. How many times?

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	A. GOMEZ	1	A. GOMEZ
		2	police department. When he tried to
2	you?  A. No, they leave the message on	3	identify that he was corrections, I listen
3		4	and one of the officers say, "Fuck New York
	the machine. Q. What did the message say?	5	City Corrections Department. This is Sleepy
1_		6	Hollow Police," and I listen when he say.
6		7	Q. Were there other things that
7	Mario and me.	8	they said that you
8	Q. Did you call him back?	9	A. I not listen nothing more.
9	A. No.	10	Q. When you say you didn't listen,
10	Q. Did you save the message?	11	do you mean you didn't hear or you
11	A. No.	12	A. I not hear nothing, only that's
12	Q. You used to live close to the	13	what I hear.
13	Sleepy Hollow Police Department; right?	14	Q. Did you hear your husband,
14	A. Not close, two or three	1	Mario, say to Quinoy, "I want to know why
15	around three or four blocks.	15	you're doing this to my daughter?"
16	Q. Do you know a business Village	16	MS. MARINELLI: Objection.
17	Wine & Spirits at 31 Beekman Avenue?	17	A. No.
18	A. No.	18	Q. You didn't hear that?
19	Q. Do you know somebody named	19	A. No.
20	Rodney Rodriguez?	20	Q. At anytime after this incident,
21	A. No.	21	did you talk to Haydee about it?
22	Q. On the night of the incident,	22	
23	did you see anybody in the area who did not	23	
24	look like a police officer?	24	Q. What did you talk to her about?  MS. MARINELLI: Just objection.
25	A. No, I don't put attention about	25	
25	142		144
25		1	144 A. GOMEZ
1	A. GOMEZ that.	1 2	144 A. GOMEZ A. That's the first time that I
1	A. GOMEZ	1 2 3	A. GOMEZ  A. That's the first time that I  talk about that because I don't know
1 2	A. GOMEZ that.	1 2 3 4	A. GOMEZ  A. That's the first time that I talk about that because I don't know anything, the situation and she don't
1 2 3	A. GOMEZ that. Q. Do you know somebody named Debra Linpress? A. No.	1 2 3 4 5	A. GOMEZ  A. That's the first time that I talk about that because I don't know anything, the situation and she don't understand, too, what happened, why they
1 2 3 4	A GOMEZ  that. Q. Do you know somebody named  Debra Linpress? A. No. Q. Do you know anybody who lives	1 2 3 4 5	A. GOMEZ  A. That's the first time that I talk about that because I don't know anything, the situation and she don't understand, too, what happened, why they come and beat things. She not say too much
1 2 3 4 5	A. GOMEZ that. Q. Do you know somebody named Debra Linpress? A. No.	1 2 3 4 5 6 7	A. GOMEZ  A. That's the first time that I talk about that because I don't know anything, the situation and she don't understand, too, what happened, why they come and beat things. She not say too much to me. At the moment she don't want to talk
1 2 3 4 5 6	A GOMEZ  that. Q. Do you know somebody named  Debra Linpress? A. No. Q. Do you know anybody who lives  at 38 Beekman Avenue? A. No.	1 2 3 4 5 6 7 8	A. GOMEZ  A. That's the first time that I talk about that because I don't know anything, the situation and she don't understand, too, what happened, why they come and beat things. She not say too much to me. At the moment she don't want to talk too much. She feel very bad what happened
1 2 3 4 5 6 7	A. GOMEZ  that. Q. Do you know somebody named  Debra Linpress? A. No. Q. Do you know anybody who lives  at 38 Beekman Avenue? A. No. Q. Do you know somebody named	1 2 3 4 5 6 7 8	A. GOMEZ  A. That's the first time that I talk about that because I don't know anything, the situation and she don't understand, too, what happened, why they come and beat things. She not say too much to me. At the moment she don't want to talk too much. She feel very bad what happened with her daddy for no reason. She no
1 2 3 4 5 6 7 8	A GOMEZ  that. Q. Do you know somebody named  Debra Linpress? A. No. Q. Do you know anybody who lives  at 38 Beekman Avenue? A. No.	1 2 3 4 5 6 7 8 9	A. GOMEZ  A. That's the first time that I talk about that because I don't know anything, the situation and she don't understand, too, what happened, why they come and beat things. She not say too much to me. At the moment she don't want to talk too much. She feel very bad what happened with her daddy for no reason. She no understand what happened.
1 2 3 4 5 6 7 8 9	A. GOMEZ  that. Q. Do you know somebody named  Debra Linpress? A. No. Q. Do you know anybody who lives  at 38 Beekman Avenue? A. No. Q. Do you know somebody named  Eulalia, E-U-L-A-L-I-A Guzman? A. No.	1 2 3 4 5 6 7 8 9 10	A. GOMEZ  A. That's the first time that I talk about that because I don't know anything, the situation and she don't understand, too, what happened, why they come and beat things. She not say too much to me. At the moment she don't want to talk too much. She feel very bad what happened with her daddy for no reason. She no understand what happened.  Q. When you say she didn't
1 2 3 4 5 6 7 8 9	A GOMEZ  that.  Q. Do you know somebody named  Debra Linpress?  A. No.  Q. Do you know anybody who lives  at 38 Beekman Avenue?  A. No.  Q. Do you know somebody named  Eulalia, E-U-L-A-L-I-A Guzman?  A. No.  Q. Did your husband, Mario Gomez,	1 2 3 4 5 6 7 8 9 10 11 12	A. GOMEZ  A. That's the first time that I talk about that because I don't know anything, the situation and she don't understand, too, what happened, why they come and beat things. She not say too much to me. At the moment she don't want to talk too much. She feel very bad what happened with her daddy for no reason. She no understand what happened.  Q. When you say she didn't understand
1 2 3 4 5 6 7 8 9 10	A. GOMEZ  that. Q. Do you know somebody named  Debra Linpress? A. No. Q. Do you know anybody who lives  at 38 Beekman Avenue? A. No. Q. Do you know somebody named  Eulalia, E-U-L-A-L-I-A Guzman? A. No.	1 2 3 4 5 6 7 8 9 10 11 12 13	A. GOMEZ  A. That's the first time that I talk about that because I don't know anything, the situation and she don't understand, too, what happened, why they come and beat things. She not say too much to me. At the moment she don't want to talk too much. She feel very bad what happened with her daddy for no reason. She no understand what happened.  Q. When you say she didn't understand  A. She didn't understand what
1 2 3 4 5 6 7 8 9 10 11 12	A GOMEZ  that.  Q. Do you know somebody named  Debra Linpress?  A. No.  Q. Do you know anybody who lives  at 38 Beekman Avenue?  A. No.  Q. Do you know somebody named  Eulalia, E-U-L-A-L-I-A Guzman?  A. No.  Q. Did your husband, Mario Gomez,	1 2 3 4 5 6 7 8 9 10 11 12 13 14	A. That's the first time that I talk about that because I don't know anything, the situation and she don't understand, too, what happened, why they come and beat things. She not say too much to me. At the moment she don't want to talk too much. She feel very bad what happened with her daddy for no reason. She no understand what happened.  Q. When you say she didn't understand A. She didn't understand what happened. She very quiet and cry. She no
1 2 3 4 5 6 7 8 9 10 11 12 13	A. GOMEZ  that.  Q. Do you know somebody named  Debra Linpress?  A. No.  Q. Do you know anybody who lives  at 38 Beekman Avenue?  A. No.  Q. Do you know somebody named  Eulalia, E-U-L-A-L-I-A Guzman?  A. No.  Q. Did your husband, Mario Gomez,  throw any punches in the direction of	1 2 3 4 5 6 7 8 9 10 11 12 13 14 15	A. GOMEZ  A. That's the first time that I talk about that because I don't know anything, the situation and she don't understand, too, what happened, why they come and beat things. She not say too much to me. At the moment she don't want to talk too much. She feel very bad what happened with her daddy for no reason. She no understand what happened.  Q. When you say she didn't understand what happened.  A. She didn't understand what happened. She very quiet and cry. She no say nothing to me.
1 2 3 4 5 6 7 8 9 10 11 12 13	A GOMEZ  that.  Q. Do you know somebody named  Debra Linpress?  A. No.  Q. Do you know anybody who lives  at 38 Beekman Avenue?  A. No.  Q. Do you know somebody named  Eulalia, E-U-L-A-L-I-A Guzman?  A. No.  Q. Did your husband, Mario Gomez,  throw any punches in the direction of  Quinoy?  A. No.  Q. You didn't see that?	1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16	A. GOMEZ  A. That's the first time that I talk about that because I don't know anything, the situation and she don't understand, too, what happened, why they come and beat things. She not say too much to me. At the moment she don't want to talk too much. She feel very bad what happened with her daddy for no reason. She no understand what happened.  Q. When you say she didn't understand what happened.  A. She didn't understand what happened. She very quiet and cry. She no say nothing to me.  Q. Now, you know that Mario is
1 2 3 4 5 6 7 8 9 10 11 12 13 14 15	A. GOMEZ  that.  Q. Do you know somebody named  Debra Linpress?  A. No.  Q. Do you know anybody who lives  at 38 Beekman Avenue?  A. No.  Q. Do you know somebody named  Eulalia, E-U-L-A-L-I-A Guzman?  A. No.  Q. Did your husband, Mario Gomez,  throw any punches in the direction of  Quinoy?  A. No.	1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	A. GOMEZ  A. That's the first time that I talk about that because I don't know anything, the situation and she don't understand, too, what happened, why they come and beat things. She not say too much to me. At the moment she don't want to talk too much. She feel very bad what happened with her daddy for no reason. She no understand what happened.  Q. When you say she didn't understand what happened.  A. She didn't understand what happened. She very quiet and cry. She no say nothing to me.  Q. Now, you know that Mario is suing Sleepy Hollow and the police officers;
1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16	A. GOMEZ  that.  Q. Do you know somebody named  Debra Linpress?  A. No.  Q. Do you know anybody who lives  at 38 Beekman Avenue?  A. No.  Q. Do you know somebody named  Eulalia, E-U-L-A-L-I-A Guzman?  A. No.  Q. Did your husband, Mario Gomez,  throw any punches in the direction of  Quinoy?  A. No.  Q. You didn't see that?  A. No, no, nothing happened like  that.	1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	A. That's the first time that I talk about that because I don't know anything, the situation and she don't understand, too, what happened, why they come and beat things. She not say too much to me. At the moment she don't want to talk too much. She feel very bad what happened with her daddy for no reason. She no understand what happened. Q. When you say she didn't understand A. She didn't understand what happened. She very quiet and cry. She no say nothing to me. Q. Now, you know that Mario is suing Sleepy Hollow and the police officers; correct?
1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	A GOMEZ  that.  Q. Do you know somebody named  Debra Linpress?  A. No.  Q. Do you know anybody who lives  at 38 Beekman Avenue?  A. No.  Q. Do you know somebody named  Eulalia, E-U-L-A-L-I-A Guzman?  A. No.  Q. Did your husband, Mario Gomez,  throw any punches in the direction of  Quinoy?  A. No.  Q. You didn't see that?  A. No, no, nothing happened like  that.  Q. When you were present and saw	1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	A. That's the first time that I talk about that because I don't know anything, the situation and she don't understand, too, what happened, why they come and beat things. She not say too much to me. At the moment she don't want to talk too much. She feel very bad what happened with her daddy for no reason. She no understand what happened. Q. When you say she didn't understand A. She didn't understand what happened. She very quiet and cry. She no say nothing to me. Q. Now, you know that Mario is suing Sleepy Hollow and the police officers; correct? A. Yes.
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1	A. GOMEZ	1	A. GOMEZ
2	Q. Well, did he talk to you about	2	already answered no. Now you're
3	suing?	3	badgering her.
"	A. No.	4	MR. SOKOLOFF: No, I'm not
	Q. Did you talk to him?	5	badgering her.
6	A. No. It's a different case.	6	MS. MARINELLI: Yeah, you are.
7	Q. What do you mean it's a	7	MR. SOKOLOFF: No, I don't
	different case?	8	think so.
8	A. He have her case with her	9	MS. MARINELLI: Especially with
9	lawyer. I have my case with my lawyer. I	10	your tone of voice, too.
10	no talk about this.	11	Q. Did you ask Mario why he went
11	_	12	to the police station that night?
12		13	MS. MARINELLI: Objection.
13	A. No.	14	A. No.
14	Q. Did Haydee tell you that she	15	Q. Why didn't you ask him that?
15	told Quinoy that she was having problems	16	MS. MARINELLI: Objection.
16	with her father about seeing him?	17	A. Because I find everything
17	A. No, she not say anything to me.		happened at the moment in the police
18	Q. Did you ever hear Haydee have	18	department.
19	any arguments with Mario?	19	Q. Didn't you want to know why he
20	A. No.	20	went there?
21	Q. Did Mario tell Haydee that he	21	MS. MARINELLI: Objection.
22	was going to look for Quinoy to talk to him?	22	Don't answer that.
23	A. No.	23	•
24	Q. Did Haydee tell you why Quinoy	24	A. No. MS. MARINELLI: Don't answer.
25	was calling Mario?	25	NS. HARTNELLI: Don't district
۲	4.40		148
	146		148 A GOMEZ
1	A. GOMEZ	1	A. GOMEZ
2	A GOMEZ  MS. MARINELLI: When we talking	2	A. GOMEZ MR. SOKOLOFF: You're
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1	A. GOMEZ	1		A. GOMEZ
2	Q. Did he leave his car in the	2	view?	
3	middle of the street?	3		Do you know what that means,
	A. Mario?	4	obstr	ructed?
	Q. Yes.	5		A. No, what it does?
6	A. No.	6		Q. Means something was blocking
7	Q. Did he leave his car with the	7	you.	
8	engine running?	8		A. No.
9	A. I no remember.	9		Q. Did Quinoy grab your husband's
10	Q. Did he leave his car with the	10	arm?	
11	lights on?	11		MS. MARINELLI: Objection.
12	A. I no remember.	12		A. Quinoy what?
13	Q. What happened to Mario's car	13		Q. Did he grab your husband's arm?
14	that night?	14		A. No.
15	A. They take it.	15		MS. MARINELLI: Objection.
16	Q. Who took it?	16		This is beyond the scope of her
17	A. The police department.	17		deposition, these questions about
18	Q. How do you know they took it?	18		what happened to Mario Gomez.
19	A. They tell me.	19		I don't understand why how
20	Q. What did they say?	20		this goes to qualified immunity as to
21	A. They take the car and see they	21		this plaintiff.
22	have I don't know what they looking, but	22		MR. SOKOLOFF: Because she was
23	they take it.	23		part of the incident.
24	Q. Did they give it back to him?	24		MS. MARINELLI: No, she wasn't
25	A. When yes.	25		part of this incident.
Γ	150			152
1	A. GOMEZ	1	-	A. GOMEZ
1 2		1 2		A. GOMEZ MR. SOKOLOFF: Yes, she was.
	A. GOMEZ			A. GOMEZ MR. SOKOLOFF: Yes, she was. MS. MARINELLI: What happened
2	A. GOMEZ Q. When?	2		A. GOMEZ  MR. SOKOLOFF: Yes, she was.  MS. MARINELLI: What happened to her is separate.
2	A. GOMEZ Q. When? A. When he get out with the	2 3		A. GOMEZ  MR. SOKOLOFF: Yes, she was.  MS. MARINELLI: What happened to her is separate.  MR. SOKOLOFF: I know you say
2 3 4	A. GOMEZ Q. When? A. When he get out with the precinct and court or then they give the	2 3 4		A. GOMEZ  MR. SOKOLOFF: Yes, she was.  MS. MARINELLI: What happened  to her is separate.  MR. SOKOLOFF: I know you say  that but they were in the middle of a
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2 3 4 5 6	A. GOMEZ  Q. When?  A. When he get out with the precinct and court or then they give the car back to Mario.  Q. Did Quinoy tell your husband to	2 3 4 5 6		A. GOMEZ  MR. SOKOLOFF: Yes, she was.  MS. MARINELLI: What happened to her is separate.  MR. SOKOLOFF: I know you say that but they were in the middle of a fight when she say she grabbed the police officer's shirt.
2 3 4 5 6 7	A GOMEZ  Q. When?  A. When he get out with the precinct and court or then they give the car back to Mario.  Q. Did Quinoy tell your husband to put his hands on his car?	2 3 4 5 6 7		A. GOMEZ  MR. SOKOLOFF: Yes, she was.  MS. MARINELLI: What happened to her is separate.  MR. SOKOLOFF: I know you say that but they were in the middle of a fight when she say she grabbed the police officer's shirt.  I'm not going to debate it on
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	153		155
1	A. GOMEZ	1	A. GOMEZ
2	record and we'll see whether the	2	tell the truth what happened. I'm not
3	court instructs you not to answer	3	feeling I delinquent. I do nothing wrong.
	knowing full well that the rules,	4	MS. MARINELLI: Let's go back
	local and federal don't permit you to	5	and ask your question again,
6	instruct the witness not to answer.	6	Mr. Sokoloff.
7	MS. MARINELLI: Knowing full	7	Q. How many times did they shoot
8	well that the scope of this	8	your husband with the tazer?
9	deposition is to qualified immunity	9	MS. MARINELLI: Objection.
10	as to this witness.	10	Asked and answered. Over objection.
11	MR. SOKOLOFF: You know what,	11	A. A lot of times.
12	I'll take my risk that I'm violating	12	Q. After the first time, did your
1	rules and you guide yourself	13	husband continue to fight?
13	accordingly.	14	A. No.
14	MS. MARINELLI: Thank you, I'll	15	MS. MARINELLI: Objection. She
15		16	never said he fought in the first
16	do that.	17	place.
17	Q. Did your husband put up any	18	A. He no fight.
18	kind of a struggle?	19	Q. He didn't struggle?
19	A. What is that?	20	A. No.
20	Q. Fight, resist; do you know what	21	Q. He laid down and gave up?
21	resist		A. He say, "That's enough. That's
22	MS. MARINELLI: Objection.	22	enough," and they put the handcuff.
23	Don't answer that. She asked you a	23	The state of the s
24	nice, simple question what do you	24	•
25	mean by struggle and you're being	25	A. No
_	A = A		156
	154	1	156 A. GOMEZ
1	A. GOMEZ	1 2	A. GOMEZ
2	A. GOMEZ very rude.	2	A. GOMEZ  Q. Did Quinoy get any injuries in
2	A. GOMEZ very rude. MR. SOKOLOFF: You know what,	2	A. GOMEZ  Q. Did Quinoy get any injuries in the fight with your husband?
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	157		159
1	A. GOMEZ	1	A. GOMEZ
2	officer	2	A. A lot of abuse, a lot of
3	A. He no bring nothing to my	3	electricity for no reason and I saw I
	house.	4	have an idea the police is for protect the
	Q. Do you know whether he had	5	people, not do they abuse. They do it.
6	anything with him in the car when he came to	6	If I do something wrong, I understand
7	meet Quinoy?	7	something happened but for no reason changed
8	A. No.	8	my life emotional. I have panic to go out.
9	Q. You don't know?	9	I never went in psychiatric. I went
10	A. No, they no have because they	10	psychiatric. I lose my job. Emotional I
11	take the car and they give the car back	11	feel like nothing, okay. I scared about go
12	because they no see any evidence.	12	take another job because I think it's not
13	Q. How do you know that?	13	finished, they not give me the job. I stay
14	A. They say in court.	14	in my house. When dark coming, I close the
15	Q. Did they not find a baton,	15	window because I think somebody look at me;
16	expandable baton?	16	changed a lot my life. Changed my family
17	A. No, they no say anything about	17	life, my kids' life because they not see
18	that.	18	mommy the same as before.
19	Q. What time of day or night or	19	Q. Now, as far as you knew up
20	morning, whatever, did you go back to police	20	until that point Quinoy was a friend of your
21	headquarters to get your car?	21	family and a friend of yours?
22	A. 4:00 in the morning.	22	A. What you say?
23	Q. Was it 4:30 in the morning?	23	Q. Up until that night you thought
24	A. Around 4:00.	24	that Quinoy, Officer Quinoy was a friend of
25	Q. Do you know what you were	25	yours and a friend of your family; correct?
İ	158		A. GOMEZ
1	A. GOMEZ	1 2	A. Well, that's what I think but
2	charged with when you were arrested?	2	you never know what people do and people
3	A. No.		feeling. Sometimes you think people is your
4	Q. Now, you're suing in this case a Police Officer Eldryk Ebel; correct?	5	friend. He's not.
5	A. Yes.	6	Q. Did he ever do anything before
6	Q. He never touched you, did he?	7	that night that made you think he wasn't
8	MS. MARINELLI: Objection.	8	your friend?
9	A. No.	9	MS. MARINELLI: Just objection.
10	Q. What did he do to you?	10	A. No, never.
11	MS. MARINELLI: Objection.	11	Q. What does Officer Eldryk Ebel
12	A. Physical, nothing; emotional, a	12	look like?
- 1	lot. I see they do with the people in the	13	MS. MARINELLI: Objection.
14	face affect me a lot, changed my life.	14	A. Look like, like what?
15	Q. Did he talk to you?	15	Q. Tell me, color hair, mustache,
16	A. No.	16	face, is he tall?
17	Q. So, you're suing him because of	17	MS. MARINELLI: Objection.
18	something he did to your husband?	18	You know, look, you can ask her
19	MS. MARINELLI: Objection.	19	questions but please stop yelling at
20	A. No, affect me emotional that I	20	her.
	saw that night.	21	MR. SOKOLOFF: I'm not yelling
22	Q. Focusing on Officer Ebel, tell	22	at her.
		ı	MC MARTHELLT. I think we need
23	me what it is that you saw him do that	23	MS. MARINELLI: I think we need
	me what it is that you saw him do that changed your life.	23 24	to take a break.
23		24 25	to take a break.  MR. SOKOLOFF: I'm not yelling.

A GOMEZ  MR. SOKOLOFF: I think - I  really recent something that you're putting on the record when it isn't the case.  MR. SOKOLOFF: No, it isn't.  MR. SOKOLOFF: Well, there's a lot of things you're not aware of it.  MR. SOKOLOFF: Well, there's a lot of things you're not aware of it.  MR. MR. SOKOLOFF: Well, there's a lot of things you're not aware of it.  MR. MR. SOKOLOFF: I'm talking about you.  MR. MR. SOKOLOFF: I'm talking about you.  MR. SOKOLOFF: I'm talking about you.  MR. SOKOLOFF: I'm talking about you may no, no, he no touch me.  Q. Now, I don't want you to tell in may thing that was said between you and in anything that was said between you and in anything that was said between you and in anything that was said between you and in the property in the property in the property in the property in the property in the property in the property in the property in the property in the property in the property in the property in the property in the property i		Case 7:07-cv-09296-CS	3-3	Filed 04/17/2008 Page 42 of 57
MR. SOKOLOFF: I think - I  MR. SOKOLOFF: I think - I  MR. SOKOLOFF: No, it isn't.  MR. MRAINELLI: It is the case.  MR. SOKOLOFF: No, it isn't.  MR. SOKOLOFF: It's really not right.  MR. SOKOLOFF: It's really not right.  MR. SOKOLOFF: It's really not right.  MR. SOKOLOFF: It's really not make you aware of it.  MR. SOKOLOFF: Well, there's a lot of things you're not aware of it.  MR. SOKOLOFF: Well, there's a lot of things you're not aware of it.  MR. SOKOLOFF: Well, there's a lot of things you're not aware of it.  MR. MARINELLI: She's answering that was shapped your questions. Please don't even go there.  MR. SOKOLOFF: I'm talking about you.  MR. MRAINELLI: Don't even go there, okay.  MR. MRAINELLI: Don't even go your questions. Please don't even go there, okay.  MR. MRAINELLI: Don't even go your questions. Please don't even go your questions. Please don't even go there, okay.  MR. MRAINELLI: Don't even go your questions. Please don't even go your questions. Please don't even go your questions. Please don't even go there, okay.  MR. MRAINELLI: Don't even go your questions. Please don't even go your questions. Please don't even go there, okay.  MR. MRAINELLI: Don't even go your questions. Please don't even go your questions. Please don't even go withere, okay.  MR. MRAINELLI: Don't even go your questions. Please don't even go your questions. Please don't even go there.  MR. SOKOLOFF: I'm talking about you.  MR. MRAINELLI: Don't even go your questions. Please don't even go your questions. Please don't even go there.  MR. SOKOLOFF: Vou know while we had a break did you talk to your lawyer?  A. Yes.  MR. SOKOLOFF: You know that was aduring a pending question.  MR. SOKOLOFF: Was aduring a pending question.  MR. SOKOLOFF: Was aduring a pending question.  MR. SOKOLOFF: Was aduring a pending question.  MR. SOKOLOFF: Was aduring a pending question.  MR. SOKOLOFF: Was aduring a pending question.  MR. SOKOLOFF: Was aduring a pending quest				163
MR. SOKOLOFF: I think - I really recent something that you're putting on the racord whon it isn't to the case. MR. SOKOLOFF: No, it isn't. MR. MARINELLI: This is a deposition. It's not trial when you might have a little leeway in the courtroom. MR. SOKOLOFF: Mell, there's a lot of things you're not aware of it. MR. SOKOLOFF: Mell, there's a lot of things you're not aware of including your reactions to questions and your body language. MR. MR. SOKOLOFF: Mell, there's a lot of things you're not aware of including your reactions to questions and your body language. MR. MR. SOKOLOFF: I'm talking about you. MR. SOKOLOFF: I'm talking voice, please. MR. SOKOLOFF: I'm talking voice, please. MR. MR. SOKOLOFF: I'm talking voice, please. MR. MR. SOKOLOFF: I'm talking voice, please. MR. MR. SOKOLOFF: Voice, please. MR. MR. SOKOLOFF: Voice, please. MR. MR. SOKOLOFF: Voice, please. MR. MR. SOKOLOFF: Voice, please. MR. MR. SOKOLOFF: Voice, please. MR. MR. SOKOLOFF: Voice, please. MR. SOKOLOF	1	A. GOMEZ	1	A. GOMEZ
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23 MR. SOKOLOFF: What did the 24 officer look like? 25 You can say what you want. No, 26 Q. And that's the incident with	1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	A. GOMEZ your questions. Please don't even go there. MR. SOKOLOFF: I'm talking about you. MS. MARINELLI: Don't even go there, okay. Just lower your gosh darn voice, please. (Whereupon Ms. Marinelli and Ms. Gomez exited the room.) Q. Now, I don't want you to tell me anything that was said between you and your lawyer. I just want to know while we had a break did you talk to your lawyer? A. I talk, yeah. Q. And she spoke to you? A. Yes. MR. SOKOLOFF: You know, that was during a pending question.	1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	A. GOMEZ  Q. How old is he? A. I don't know. Q. You're also suing Police  Officer Mike Gasker; correct? A. Yes. Q. He never touched you that  night, did he? A. Yes. Q. He did touch you? A. No, no, he no touch me. Q. He never said anything to you  that night, did he? A. No. Q. So why are you suing him? A. Because they not do nothing.  They have to do something. Q. What do you mean? A. When everything happened, they have to do the correct thing.
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125 Tod Gail Say Mide you want to	1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 22 23	A. GOMEZ your questions. Please don't even go there. MR. SOKOLOFF: I'm talking about you. MS. MARINELLI: Don't even go there, okay. Just lower your gosh darn voice, please. (Whereupon Ms. Marinelli and Ms. Gomez exited the room.) Q. Now, I don't want you to tell me anything that was said between you and your lawyer. I just want to know while we had a break did you talk to your lawyer? A. I talk, yeah. Q. And she spoke to you? A. Yes. MR. SOKOLOFF: You know, that was during a pending question. MS. MARINELLI: What was the pending question? MR. SOKOLOFF: What did the	1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	A. GOMEZ Q. How old is he? A. I don't know. Q. You're also suing Police Officer Mike Gasker; correct? A. Yes. Q. He never touched you that night, did he? A. Yes. Q. He did touch you? A. No, no, he no touch me. Q. He never said anything to you that night, did he? A. No. Q. So why are you suing him? A. Because they not do nothing. They have to do something. Q. What do you mean? A. When everything happened, they have to do the correct thing. Q. Which is what? A. Help me do something. They see the situation. They not do the correct the
Page 161 to 164 of 190	1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 24 23 24	A. GOMEZ your questions. Please don't even go there. MR. SOKOLOFF: I'm talking about you. MS. MARINELLI: Don't even go there, okay. Just lower your gosh darn voice, please. (Whereupon Ms. Marinelli and Ms. Gomez exited the room.) Q. Now, I don't want you to tell me anything that was said between you and your lawyer. I just want to know while we had a break did you talk to your lawyer? A. I talk, yeah. Q. And she spoke to you? A. Yes. MR. SOKOLOFF: You know, that was during a pending question. MS. MARINELLI: What was the pending question? MR. SOKOLOFF: What did the officer look like?	1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24	A. GOMEZ  Q. How old is he? A. I don't know. Q. You're also suing Police Officer Mike Gasker; correct? A. Yes. Q. He never touched you that night, did he? A. Yes. Q. He did touch you? A. No, no, he no touch me. Q. He never said anything to you that night, did he? A. No. Q. So why are you suing him? A. Because they not do nothing. They have to do something. Q. What do you mean? A. When everything happened, they have to do the correct thing. Q. Which is what? A. Help me do something. They see the situation. They not do the correct the officers supposed to do.

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	165		167
1	A. GOMEZ	1	A. GOMEZ
2	your husband?	2	like?
3	MS. MARINELLI: Objection.	3	A. Tall, skinny, dark hair.
ļ	Q. When you say they're supposed	4	Q. Did you ever see him before
	to do, you mean with regard to your husband?	5	October 16th, 2006?
6	A. My husband, me, everything.	6	A. No.
7	Q. What should they have done with	7	Q. Did you ever see him after
8	regard to you?	8	then?
9	A. To me?	9	A. I no remember see.
10	Q. Yes.	10	Q. You saw him for about five
11	A. Normally officers do not abuse	11	minutes?
12	nobody and do what they have to do, not the	12	MS. MARINELLI: Just objection.
13	way that they do it.	13	A. No.
14	Q. What should Gasker have done?	14	Q. How long did you have to see
15	MS. MARINELLI: Well,	15	him?
16	objection; if you know.	16	A. I say when everything happened
17	MR. SOKOLOFF: Well, she said	17	and when I went I saw him really when
18	they didn't do the right thing. I	18	Jose Quinoy arrest me. He in the room with
19	want to find out what she thinks the	19	me.
20	right thing is.	20	Q. Did you see Ebel do anything to
21	A. They not help me.	21	your husband?
22	Q. Help you do what?	22	A. Anything about what?
23	MS. MARINELLI: Get up from the	23	Q. Did you see Ebel strike your
24	ground, maybe	24	husband?
25	MR. SOKOLOFF: Mark that.	25	MS. MARINELLI: Objection.
_		+	
Γ	166		168
1	166 A. GOMEZ	1	168 A. GOMEZ
1 2		1 2	A. GOMEZ A. Yes.
1	A. GOMEZ	2 3	A. GOMEZ  A. Yes.  Q. Explain to me what Ebel did to
2	A. GOMEZ MS. MARINELLI: I'm going to	2 3	A. GOMEZ A. Yes. Q. Explain to me what Ebel did to your husband.
2	A. GOMEZ  MS. MARINELLI: I'm going to object because you keep asking her	2 3	A. GOMEZ  A. Yes. Q. Explain to me what Ebel did to your husband.  MS. MARINELLI: Objection.
2 3 4	A. GOMEZ  MS. MARINELLI: I'm going to object because you keep asking her the same question. You're badgering	2 3 4	A. GOMEZ  A. Yes. Q. Explain to me what Ebel did to your husband.  MS. MARINELLI: Objection. A. Put underneath the neck. He's
2 3 4 5	A. GOMEZ  MS. MARINELLI: I'm going to object because you keep asking her the same question. You're badgering her.	2 3 4 5	A. GOMEZ  A. Yes. Q. Explain to me what Ebel did to your husband.  MS. MARINELLI: Objection.
2 3 4 5 6	A. GOMEZ  MS. MARINELLI: I'm going to object because you keep asking her the same question. You're badgering her. A. They not help me. They not	2 3 4 5 6	A. GOMEZ  A. Yes. Q. Explain to me what Ebel did to your husband.  MS. MARINELLI: Objection. A. Put underneath the neck. He's on the ground, put electricity, hit her like this (indicating.)
2 3 4 5 6 7	A. GOMEZ  MS. MARINELLI: I'm going to object because you keep asking her the same question. You're badgering her.  A. They not help me. They not help me.	2 3 4 5 6 7	A. GOMEZ  A. Yes. Q. Explain to me what Ebel did to your husband. MS. MARINELLI: Objection. A. Put underneath the neck. He's on the ground, put electricity, hit her like this (indicating.) MS. MARINELLI: When you say
2 3 4 5 6 7 8	A. GOMEZ  MS. MARINELLI: I'm going to object because you keep asking her the same question. You're badgering her.  A. They not help me. They not help me.  MS. MARINELLI: You answered	2 3 4 5 6 7 8	A. GOMEZ  A. Yes. Q. Explain to me what Ebel did to your husband. MS. MARINELLI: Objection. A. Put underneath the neck. He's on the ground, put electricity, hit her like this (indicating.) MS. MARINELLI: When you say her, him?
2 3 4 5 6 7 8 9	A. GOMEZ  MS. MARINELLI: I'm going to object because you keep asking her the same question. You're badgering her.  A. They not help me. They not help me.  MS. MARINELLI: You answered the question, Awilda.	2 3 4 5 6 7 8 9	A. GOMEZ  A. Yes. Q. Explain to me what Ebel did to your husband. MS. MARINELLI: Objection. A. Put underneath the neck. He's on the ground, put electricity, hit her like this (indicating.) MS. MARINELLI: When you say her, him? A. To Mario like this
2 3 4 5 6 7 8 9	A. GOMEZ  MS. MARINELLI: I'm going to object because you keep asking her the same question. You're badgering her. A. They not help me. They not help me.  MS. MARINELLI: You answered the question, Awilda. Q. Help you do what?	2 3 4 5 6 7 8 9	A. GOMEZ  A. Yes. Q. Explain to me what Ebel did to your husband. MS. MARINELLI: Objection. A. Put underneath the neck. He's on the ground, put electricity, hit her like this (indicating.) MS. MARINELLI: When you say her, him? A. To Mario like this (indicating.) Mario on ground like that
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2 3 4 5 6 7 8 9 10 11 12 13	A. GOMEZ  MS. MARINELLI: I'm going to object because you keep asking her the same question. You're badgering her.  A. They not help me. They not help me.  MS. MARINELLI: You answered the question, Awilda.  Q. Help you do what?  A. With everything. They see a woman coming down, nobody ask me, "Are you okay?" Nobody try to come with me, try to	2 3 4 5 6 7 8 9 10 11 12 13	A. Yes. Q. Explain to me what Ebel did to your husband. MS. MARINELLI: Objection. A. Put underneath the neck. He's on the ground, put electricity, hit her like this (indicating.) MS. MARINELLI: When you say her, him? A. To Mario like this (indicating.) Mario on ground like that (indicating) and he come with the feet in the face. I saw that. Q. That was Ebel?
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2 3 4 5 6 7 8 9 10 11 12 13 14 15	A. GOMEZ  MS. MARINELLI: I'm going to object because you keep asking her the same question. You're badgering her. A. They not help me. They not help me.  MS. MARINELLI: You answered the question, Awilda. Q. Help you do what? A. With everything. They see a woman coming down, nobody ask me, "Are you okay?" Nobody try to come with me, try to see the situation, nothing. Nobody do nothing, nothing.	2 3 4 5 6 7 8 9 10 11 12 13 14 15	A. Yes. Q. Explain to me what Ebel did to your husband. MS. MARINELLI: Objection. A. Put underneath the neck. He's on the ground, put electricity, hit her like this (indicating.) MS. MARINELLI: When you say her, him? A. To Mario like this (indicating.) Mario on ground like that (indicating) and he come with the feet in the face. I saw that. Q. That was Ebel? A. Ebel and he put a lot of electricity with Mario.
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16	A. GOMEZ  MS. MARINELLI: I'm going to object because you keep asking her the same question. You're badgering her. A. They not help me. They not help me.  MS. MARINELLI: You answered the question, Awilda. Q. Help you do what? A. With everything. They see a woman coming down, nobody ask me, "Are you okay?" Nobody try to come with me, try to see the situation, nothing. Nobody do nothing, nothing. Q. They should have asked you if	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16	A. Yes. Q. Explain to me what Ebel did to your husband. MS. MARINELLI: Objection. A. Put underneath the neck. He's on the ground, put electricity, hit her like this (indicating.) MS. MARINELLI: When you say her, him? A. To Mario like this (indicating.) Mario on ground like that (indicating) and he come with the feet in the face. I saw that. Q. That was Ebel? A. Ebel and he put a lot of electricity with Mario. Q. Did you see Gasker do anything
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	A. GOMEZ  MS. MARINELLI: I'm going to object because you keep asking her the same question. You're badgering her. A. They not help me. They not help me.  MS. MARINELLI: You answered the question, Awilda. Q. Help you do what? A. With everything. They see a woman coming down, nobody ask me, "Are you okay?" Nobody try to come with me, try to see the situation, nothing. Nobody do nothing, nothing. Q. They should have asked you if you were okay?	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	A. Yes. Q. Explain to me what Ebel did to your husband. MS. MARINELLI: Objection. A. Put underneath the neck. He's on the ground, put electricity, hit her like this (indicating.) MS. MARINELLI: When you say her, him? A. To Mario like this (indicating.) Mario on ground like that (indicating) and he come with the feet in the face. I saw that. Q. That was Ebel? A. Ebel and he put a lot of electricity with Mario.
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2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	A. GOMEZ  MS. MARINELLI: I'm going to object because you keep asking her the same question. You're badgering her.  A. They not help me. They not help me.  MS. MARINELLI: You answered the question, Awilda.  Q. Help you do what?  A. With everything. They see a woman coming down, nobody ask me, "Are you okay?" Nobody try to come with me, try to see the situation, nothing. Nobody do nothing, nothing.  Q. They should have asked you if you were okay?  A. Nobody asked me nothing.  Q. Did you tell any of the	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	A. Yes. Q. Explain to me what Ebel did to your husband. MS. MARINELLI: Objection. A. Put underneath the neck. He's on the ground, put electricity, hit her like this (indicating.) MS. MARINELLI: When you say her, him? A. To Mario like this (indicating.) Mario on ground like that (indicating) and he come with the feet in the face. I saw that. Q. That was Ebel? A. Ebel and he put a lot of electricity with Mario. Q. Did you see Gasker do anything to your husband? A. Yes. Q. Tell me what you saw Gasker do.
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	A. GOMEZ  MS. MARINELLI: I'm going to object because you keep asking her the same question. You're badgering her.  A. They not help me. They not help me.  MS. MARINELLI: You answered the question, Awilda.  Q. Help you do what?  A. With everything. They see a woman coming down, nobody ask me, "Are you okay?" Nobody try to come with me, try to see the situation, nothing. Nobody do nothing, nothing.  Q. They should have asked you if you were okay?  A. Nobody asked me nothing.  Q. Did you tell any of the officers that night that you were hurt?	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	A. Yes. Q. Explain to me what Ebel did to your husband. MS. MARINELLI: Objection. A. Put underneath the neck. He's on the ground, put electricity, hit her like this (indicating.) MS. MARINELLI: When you say her, him? A. To Mario like this (indicating.) Mario on ground like that (indicating) and he come with the feet in the face. I saw that. Q. That was Ebel? A. Ebel and he put a lot of electricity with Mario. Q. Did you see Gasker do anything to your husband? A. Yes. Q. Tell me what you saw Gasker do. A. Put the electricity.
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	A. GOMEZ  MS. MARINELLI: I'm going to object because you keep asking her the same question. You're badgering her. A. They not help me. They not help me.  MS. MARINELLI: You answered the question, Awilda. Q. Help you do what? A. With everything. They see a woman coming down, nobody ask me, "Are you okay?" Nobody try to come with me, try to see the situation, nothing. Nobody do nothing, nothing. Q. They should have asked you if you were okay?  A. Nobody asked me nothing. Q. Did you tell any of the officers that night that you were hurt? A. No.	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	A. Yes. Q. Explain to me what Ebel did to your husband. MS. MARINELLI: Objection. A. Put underneath the neck. He's on the ground, put electricity, hit her like this (indicating.) MS. MARINELLI: When you say her, him? A. To Mario like this (indicating.) Mario on ground like that (indicating) and he come with the feet in the face. I saw that. Q. That was Ebel? A. Ebel and he put a lot of electricity with Mario. Q. Did you see Gasker do anything to your husband? A. Yes. Q. Tell me what you saw Gasker do. A. Put the electricity. Q. How many times?
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	A. GOMEZ  MS. MARINELLI: I'm going to object because you keep asking her the same question. You're badgering her.  A. They not help me. They not help me.  MS. MARINELLI: You answered the question, Awilda.  Q. Help you do what?  A. With everything. They see a woman coming down, nobody ask me, "Are you okay?" Nobody try to come with me, try to see the situation, nothing. Nobody do nothing, nothing.  Q. They should have asked you if you were okay?  A. Nobody asked me nothing.  Q. Did you tell any of the officers that night that you were hurt?  A. No.  Q. You're suing Lieutenant Barry	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24	A. Yes. Q. Explain to me what Ebel did to your husband. MS. MARINELLI: Objection. A. Put underneath the neck. He's on the ground, put electricity, hit her like this (indicating.) MS. MARINELLI: When you say her, him? A. To Mario like this (indicating.) Mario on ground like that (indicating) and he come with the feet in the face. I saw that. Q. That was Ebel? A. Ebel and he put a lot of electricity with Mario. Q. Did you see Gasker do anything to your husband? A. Yes. Q. Tell me what you saw Gasker do. A. Put the electricity. Q. How many times? A. More than one time. He put
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 22 23	A. GOMEZ  MS. MARINELLI: I'm going to object because you keep asking her the same question. You're badgering her.  A. They not help me. They not help me.  MS. MARINELLI: You answered the question, Awilda. Q. Help you do what? A. With everything. They see a woman coming down, nobody ask me, "Are you okay?" Nobody try to come with me, try to see the situation, nothing. Nobody do nothing, nothing. Q. They should have asked you if you were okay?  A. Nobody asked me nothing. Q. Did you tell any of the officers that night that you were hurt? A. No. Q. You're suing Lieutenant Barry Campbell; is that correct?	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25	A. Yes. Q. Explain to me what Ebel did to your husband. MS. MARINELLI: Objection. A. Put underneath the neck. He's on the ground, put electricity, hit her like this (indicating.) MS. MARINELLI: When you say her, him? A. To Mario like this (indicating.) Mario on ground like that (indicating) and he come with the feet in the face. I saw that. Q. That was Ebel? A. Ebel and he put a lot of electricity with Mario. Q. Did you see Gasker do anything to your husband? A. Yes. Q. Tell me what you saw Gasker do. A. Put the electricity. Q. How many times? A. More than one time. He put close to here (indicating.) Gasker did it.

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<u> </u>	169	T	171
1	A. GOMEZ	1	A. GOMEZ
2	Q. Close to where?	2	pain. They know I went in the hospital and
3	A. What you call here (indicating)	3	nobody call me, nobody say nothing. After
	this part?	4	one week when I come back to court, that's
	MS. MARINELLI: Talking about	5	when he want to come to me and open
6	the forehead.	6	investigation.
7	A. He have electricity.	7	Q. You're suing him because he
8	MR. SOKOLOFF: She's not	8	tried to investigate the incident?
9	pointing to her forehead.	9	A. No, he not do the way he have
10	A. Doctor say something about the	10	to do.
11	area because they give you electricity	11	Q. What do you mean?
12	between here, between the hair and this part	12	A. He not do he not ask me for
13	(indicating) and he give	13	what I feeling, nothing. He don't care
1	Q. Above your eye brow?	14	about me. That's why I sue him.
14	A. No.	15	Q. Why didn't you sue the whole
15	Q. Your temple?	16	police department?
16 17	A. Yes, the temple. Thank you.	17	MS. MARINELLI: Objection.
	He give lot electricity in her back.	18	That's argumentative.
18	Q. Anything else?	19	Please, don't even answer that.
19	A. He didn't ask me nothing to me,	20	Q. You're suing Sergeant Wood?
20	"Are you okay," nothing. Nobody help me.	21	A. Yes.
í	Q. I'm talking about your husband.	22	Q. What is Wood's first name?
22	Did you see Gasker do anything else	23	A. I don't know the name.
23	to your husband?	24	Q. Did you ever see Campbell
24	MS. MARINELLI: Just objection.	25	before this incident, Lieutenant Campbell?
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2=		2.0	172
	170	1	
1	A. GOMEZ	<u> </u>	A. GOMEZ A. No.
1 2	170 A. GOMEZ A. That's what I see, he put a lot	1	A. GOMEZ
1 2 3	A. GOMEZ  A. That's what I see, he put a lot of electricity.	1 2	A. GOMEZ A. No.
1 2 3 4	A. GOMEZ  A. That's what I see, he put a lot of electricity.  Q. You're suing Lieutenant Barry	1 2 3	A. GOMEZ  A. No. Q. Did you ever see Sergeant Wood before this incident? A. No.
1 2 3 4 5	A. GOMEZ  A. That's what I see, he put a lot of electricity.  Q. You're suing Lieutenant Barry  Campbell?	1 2 3 4	A. GOMEZ  A. No.  Q. Did you ever see Sergeant Wood before this incident?
1 2 3 4 5 6	A. GOMEZ  A. That's what I see, he put a lot of electricity.  Q. You're suing Lieutenant Barry  Campbell?  A. Yes.	1 2 3 4 5	A. GOMEZ  A. No. Q. Did you ever see Sergeant Wood before this incident? A. No.
1 2 3 4 5 6 7	A. GOMEZ  A. That's what I see, he put a lot of electricity.  Q. You're suing Lieutenant Barry  Campbell?  A. Yes.	1 2 3 4 5 6	A. No. Q. Did you ever see Sergeant Wood before this incident? A. No. Q. Did you ever see Sergeant Wood after this incident? A. No.
1 2 3 4 5 6 7 8	A. GOMEZ  A. That's what I see, he put a lot of electricity.  Q. You're suing Lieutenant Barry  Campbell?  A. Yes.  Q. He never touched you, did he?	1 2 3 4 5 6 7	A. No. Q. Did you ever see Sergeant Wood before this incident? A. No. Q. Did you ever see Sergeant Wood after this incident? A. No. Q. Sergeant wood never touched
1 2 3 4 5 6 7 8 9	A. GOMEZ  A. That's what I see, he put a lot of electricity.  Q. You're suing Lieutenant Barry  Campbell?  A. Yes.  Q. He never touched you, did he?  A. No.  MS. MARINELLI: Objection.	1 2 3 4 5 6 7 8	A. No. Q. Did you ever see Sergeant Wood before this incident? A. No. Q. Did you ever see Sergeant Wood after this incident? A. No.
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1 2 3 4 5 6 7 8 9 10	A. GOMEZ  A. That's what I see, he put a lot of electricity. Q. You're suing Lieutenant Barry  Campbell?  A. Yes. Q. He never touched you, did he? A. No. MS. MARINELLI: Objection. Q. He never said anything to you,	1 2 3 4 5 6 7 8 9	A. No. Q. Did you ever see Sergeant Wood before this incident? A. No. Q. Did you ever see Sergeant Wood after this incident? A. No. Q. Sergeant wood never touched you, did he? A. No. Q. Sergeant Wood never talked to
1 2 3 4 5 6 7 8 9 10 11	A. GOMEZ  A. That's what I see, he put a lot of electricity.  Q. You're suing Lieutenant Barry  Campbell?  A. Yes.  Q. He never touched you, did he?  A. No.  MS. MARINELLI: Objection.  Q. He never said anything to you, did he?	1 2 3 4 5 6 7 8 9 10	A. No. Q. Did you ever see Sergeant Wood before this incident? A. No. Q. Did you ever see Sergeant Wood after this incident? A. No. Q. Sergeant wood never touched you, did he? A. No.
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1 2 3 4 5 6 7 8 9 10 11 12 13 14	A. GOMEZ  A. That's what I see, he put a lot of electricity.  Q. You're suing Lieutenant Barry  Campbell?  A. Yes.  Q. He never touched you, did he?  A. No.  MS. MARINELLI: Objection.  Q. He never said anything to you, did he?  A. No.  MS. MARINELLI: Objection.  Q. Did he touch your husband?	1 2 3 4 5 6 7 8 9 10 11 12 13 14	A. No. Q. Did you ever see Sergeant Wood before this incident? A. No. Q. Did you ever see Sergeant Wood after this incident? A. No. Q. Sergeant wood never touched you, did he? A. No. Q. Sergeant Wood never talked to you, did he? A. No. Q. Did Sergeant Wood do anything to your husband?
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1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	A. GOMEZ  A. That's what I see, he put a lot of electricity.  Q. You're suing Lieutenant Barry  Campbell?  A. Yes.  Q. He never touched you, did he?  A. No.  MS. MARINELLI: Objection.  Q. He never said anything to you, did he?  A. No.  MS. MARINELLI: Objection.  Q. Did he touch your husband?  MS. MARINELLI: Objection.  A. No.  Q. So, why are you suing him?  MS. MARINELLI: Just objection.  A. I sue him because he not do  he's in charge with investigation and he	1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	A. No. Q. Did you ever see Sergeant Wood before this incident? A. No. Q. Did you ever see Sergeant Wood after this incident? A. No. Q. Sergeant wood never touched you, did he? A. No. Q. Sergeant Wood never talked to you, did he? A. No. Q. Did Sergeant Wood do anything to your husband? MS. MARINELLI: Just objection. A. I'm confused. Who is this policeman? Q. One of the people you're suing, Sergeant Wood. A. What's the name?
1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	A. GOMEZ  A. That's what I see, he put a lot of electricity.  Q. You're suing Lieutenant Barry  Campbell?  A. Yes.  Q. He never touched you, did he?  A. No.  MS. MARINELLI: Objection.  Q. He never said anything to you, did he?  A. No.  MS. MARINELLI: Objection.  Q. Did he touch your husband?  MS. MARINELLI: Objection.  A. No.  Q. So, why are you suing him?  MS. MARINELLI: Just objection.  A. I sue him because he not do  he's in charge with investigation and he tried to contact me one week after happened,	1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	A. No. Q. Did you ever see Sergeant Wood before this incident? A. No. Q. Did you ever see Sergeant Wood after this incident? A. No. Q. Sergeant wood never touched you, did he? A. No. Q. Sergeant Wood never talked to you, did he? A. No. Q. Sergeant Wood never talked to you, did he? A. No. Q. Did Sergeant Wood do anything to your husband? MS. MARINELLI: Just objection. A. I'm confused. Who is this policeman? Q. One of the people you're suing, Sergeant Wood. A. What's the name? Q. Wood, W-O-O-D.
1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 22	A. GOMEZ  A. That's what I see, he put a lot of electricity. Q. You're suing Lieutenant Barry  Campbell? A. Yes. Q. He never touched you, did he? A. No. MS. MARINELLI: Objection. Q. He never said anything to you, did he?  A. No. MS. MARINELLI: Objection. Q. Did he touch your husband? MS. MARINELLI: Objection. A. No. Q. So, why are you suing him? MS. MARINELLI: Just objection. A. I sue him because he not do he's in charge with investigation and he tried to contact me one week after happened, the incident. That's when he tried to	1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	A. No. Q. Did you ever see Sergeant Wood before this incident? A. No. Q. Did you ever see Sergeant Wood after this incident? A. No. Q. Sergeant wood never touched you, did he? A. No. Q. Sergeant Wood never talked to you, did he? A. No. Q. Sergeant Wood never talked to you, did he? A. No. Q. Did Sergeant Wood do anything to your husband? MS. MARINELLI: Just objection. A. I'm confused. Who is this policeman? Q. One of the people you're suing, Sergeant Wood. A. What's the name? Q. Wood, W-O-O-D. Do you even know
1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 22 23	A. GOMEZ  A. That's what I see, he put a lot of electricity.  Q. You're suing Lieutenant Barry  Campbell?  A. Yes.  Q. He never touched you, did he?  A. No.  MS. MARINELLI: Objection.  Q. He never said anything to you, did he?  A. No.  MS. MARINELLI: Objection.  Q. Did he touch your husband?  MS. MARINELLI: Objection.  A. No.  Q. So, why are you suing him?  MS. MARINELLI: Just objection.  A. I sue him because he not dohe's in charge with investigation and he tried to contact me one week after happened, the incident. That's when he tried to contact me when he see me in court. What	1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25	A. No. Q. Did you ever see Sergeant Wood before this incident? A. No. Q. Did you ever see Sergeant Wood after this incident? A. No. Q. Sergeant wood never touched you, did he? A. No. Q. Sergeant Wood never talked to you, did he? A. No. Q. Did Sergeant Wood do anything to your husband? MS. MARINELLI: Just objection. A. I'm confused. Who is this policeman? Q. One of the people you're suing, Sergeant Wood. A. What's the name? Q. Wood, W-O-O-D. Do you even know A. Yes, I know who he is now.

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1	A. GOMEZ	1	A. GOMEZ
2	Q. So, did he do anything to your	2	Q. When?
3	husband?	3	A. In the hospital.
	MS. MARINELLI: Objection.	4	Q. Did you ever see him before
	A. He didn't do what he have to do	5	then?
6	and the same with the rest of the policemen.	6	A. In the street.
7	Q. Was Sergeant Wood even there	7	Q. Do you know why he was at the
8	that night?	8	hospital?
9	A. Yes.	9	A. No.
10	MS. MARINELLI: Objection.	10	Q. Was Officer Quinoy at the
111	Q. What did you see him do to your	11	hospital?
12	husband, if anything?	12	A. Yes.
13	MS. MARINELLI: Objection.	13	Q. What was Officer Quinoy doing
14	A. Nobody helped, nobody do	14	at the hospital?
15	nothing.	15	MS. MARINELLI: Objection.
	MR. SOKOLOFF: I move to	16	A. I don't know.
16	strike.	17	Q. Was he there for his own
17		18	injuries?
18	•	19	A. I don't know.
19	husband, if anything?  MS. MARINELLI: Objection.	20	MS. MARINELLI: Objection.
20		21	A. I don't know. I not talking
21		22	with nobody there. I don't know for what
22	he not do nothing.	23	reason.
23	Q. I didn't ask you that.	24	Q. Did the chief go to the
24	I asked you, did you see him do	25	hospital to visit Quinoy?
25	anything to your husband?	23	
			1/0
	174	,	176 A GOMEZ
1	A. GOMEZ	1	A. GOMEZ
2	A. GOMEZ MS. MARINELLI: Objection.	2	A. GOMEZ  MS. MARINELLI: Objection.
ı	A. GOMEZ  MS. MARINELLI: Objection.  A. No.	2	A. GOMEZ  MS. MARINELLI: Objection.  A. I don't know. They
2 3 4	A. GOMEZ  MS. MARINELLI: Objection.  A. No.  Q. You're suing also the police	2 3 4	A. GOMEZ  MS. MARINELLI: Objection.  A. I don't know. They  MS. MARINELLI: Just answer the
2 3 4 5	A. GOMEZ  MS. MARINELLI: Objection.  A. No. Q. You're suing also the police chief?	2 3 4 5	A. GOMEZ  MS. MARINELLI: Objection.  A. I don't know. They  MS. MARINELLI: Just answer the question.
2 3 4 5 6	A. GOMEZ  MS. MARINELLI: Objection.  A. No. Q. You're suing also the police  chief? A. Yes.	2 3 4 5 6	A. GOMEZ  MS. MARINELLI: Objection.  A. I don't know. They  MS. MARINELLI: Just answer the question.  You don't know?
2 3 4 5 6 7	A. GOMEZ  MS. MARINELLI: Objection.  A. No. Q. You're suing also the police chief?  A. Yes. Q. Was he there that night?	2 3 4 5 6 7	A. GOMEZ  MS. MARINELLI: Objection.  A. I don't know. They  MS. MARINELLI: Just answer the question.  You don't know?  A. I don't know.
2 3 4 5 6 7 8	A. GOMEZ  MS. MARINELLI: Objection.  A. No. Q. You're suing also the police  chief?  A. Yes. Q. Was he there that night? A. No.	2 3 4 5 6 7 8	A. GOMEZ  MS. MARINELLI: Objection.  A. I don't know. They  MS. MARINELLI: Just answer the question.  You don't know?  A. I don't know.  Q. Chief Warren never touched you;
2 3 4 5 6 7	A. GOMEZ  MS. MARINELLI: Objection.  A. No. Q. You're suing also the police  chief?  A. Yes. Q. Was he there that night? A. No. Q. Was he in contact with anybody	2 3 4 5 6 7 8	A. GOMEZ  MS. MARINELLI: Objection.  A. I don't know. They  MS. MARINELLI: Just answer the question.  You don't know?  A. I don't know.  Q. Chief Warren never touched you; correct?
2 3 4 5 6 7 8 9	A. GOMEZ  MS. MARINELLI: Objection.  A. No. Q. You're suing also the police  chief?  A. Yes. Q. Was he there that night? A. No. Q. Was he in contact with anybody  that night that you're aware of?	2 3 4 5 6 7 8 9	A. GOMEZ  MS. MARINELLI: Objection.  A. I don't know. They  MS. MARINELLI: Just answer the question.  You don't know?  A. I don't know.  Q. Chief Warren never touched you; correct?  A. No.
2 3 4 5 6 7 8 9 10	A. GOMEZ  MS. MARINELLI: Objection.  A. No. Q. You're suing also the police  chief?  A. Yes. Q. Was he there that night? A. No. Q. Was he in contact with anybody  that night that you're aware of? A. I saw him.	2 3 4 5 6 7 8 9 10	A. GOMEZ  MS. MARINELLI: Objection.  A. I don't know. They  MS. MARINELLI: Just answer the question.  You don't know?  A. I don't know.  Q. Chief Warren never touched you; correct?  A. No.  Q. Chief Warren never said a word
2 3 4 5 6 7 8 9 10 11	A. GOMEZ  MS. MARINELLI: Objection.  A. No. Q. You're suing also the police  chief?  A. Yes. Q. Was he there that night? A. No. Q. Was he in contact with anybody  that night that you're aware of? A. I saw him. Q. When?	2 3 4 5 6 7 8 9 10 11	A. GOMEZ  MS. MARINELLI: Objection.  A. I don't know. They  MS. MARINELLI: Just answer the question.  You don't know?  A. I don't know.  Q. Chief Warren never touched you; correct?  A. No.  Q. Chief Warren never said a word to you; correct?
2 3 4 5 6 7 8 9 10	A. GOMEZ  MS. MARINELLI: Objection.  A. No. Q. You're suing also the police  chief?  A. Yes. Q. Was he there that night? A. No. Q. Was he in contact with anybody  that night that you're aware of? A. I saw him. Q. When? A. In the hospital.	2 3 4 5 6 7 8 9 10 11 12 13	A. GOMEZ  MS. MARINELLI: Objection.  A. I don't know. They  MS. MARINELLI: Just answer the question.  You don't know?  A. I don't know.  Q. Chief Warren never touched you; correct?  A. No.  Q. Chief Warren never said a word to you; correct?  A. No.
2 3 4 5 6 7 8 9 10 11	A. GOMEZ  MS. MARINELLI: Objection.  A. No. Q. You're suing also the police  chief?  A. Yes. Q. Was he there that night? A. No. Q. Was he in contact with anybody  that night that you're aware of? A. I saw him. Q. When? A. In the hospital. Q. I'm talking about	2 3 4 5 6 7 8 9 10 11 12 13	A. GOMEZ  MS. MARINELLI: Objection.  A. I don't know. They  MS. MARINELLI: Just answer the question.  You don't know?  A. I don't know.  Q. Chief Warren never touched you; correct?  A. No.  Q. Chief Warren never said a word to you; correct?  A. No.  MS. MARINELLI: Objection.
2 3 4 5 6 7 8 9 10 11 12	A. GOMEZ  MS. MARINELLI: Objection.  A. No. Q. You're suing also the police  chief?  A. Yes. Q. Was he there that night? A. No. Q. Was he in contact with anybody  that night that you're aware of? A. I saw him. Q. When? A. In the hospital. Q. I'm talking about  MR. SOKOLOFF: Withdrawn.	2 3 4 5 6 7 8 9 10 11 12 13 14 15	A. GOMEZ  MS. MARINELLI: Objection.  A. I don't know. They  MS. MARINELLI: Just answer the question.  You don't know?  A. I don't know.  Q. Chief Warren never touched you; correct?  A. No.  Q. Chief Warren never said a word to you; correct?  A. No.  MS. MARINELLI: Objection.  A. Yes.
2 3 4 5 6 7 8 9 10 11 12 13	A. GOMEZ  MS. MARINELLI: Objection.  A. No. Q. You're suing also the police  chief?  A. Yes. Q. Was he there that night? A. No. Q. Was he in contact with anybody  that night that you're aware of? A. I saw him. Q. When? A. In the hospital. Q. I'm talking about	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16	A. GOMEZ  MS. MARINELLI: Objection.  A. I don't know. They  MS. MARINELLI: Just answer the question.  You don't know?  A. I don't know.  Q. Chief Warren never touched you; correct?  A. No.  Q. Chief Warren never said a word to you; correct?  A. No.  MS. MARINELLI: Objection.  A. Yes.  Q. Chief Warren never touched your
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	A. GOMEZ  MS. MARINELLI: Objection.  A. No. Q. You're suing also the police  chief? A. Yes. Q. Was he there that night? A. No. Q. Was he in contact with anybody  that night that you're aware of? A. I saw him. Q. When? A. In the hospital. Q. I'm talking about  MR. SOKOLOFF: Withdrawn. Q. Did you talk to him at the  hospital?	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	A. GOMEZ  MS. MARINELLI: Objection.  A. I don't know. They  MS. MARINELLI: Just answer the question.  You don't know?  A. I don't know.  Q. Chief Warren never touched you; correct?  A. No.  Q. Chief Warren never said a word to you; correct?  A. No.  MS. MARINELLI: Objection.  A. Yes.  Q. Chief Warren never touched your husband; correct?
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16	A. GOMEZ  MS. MARINELLI: Objection.  A. No. Q. You're suing also the police  chief?  A. Yes. Q. Was he there that night? A. No. Q. Was he in contact with anybody  that night that you're aware of? A. I saw him. Q. When? A. In the hospital. Q. I'm talking about MR. SOKOLOFF: Withdrawn. Q. Did you talk to him at the  hospital? A. I tried to talk to him and he	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	A. GOMEZ  MS. MARINELLI: Objection.  A. I don't know. They  MS. MARINELLI: Just answer the question.  You don't know?  A. I don't know.  Q. Chief Warren never touched you; correct?  A. No.  Q. Chief Warren never said a word to you; correct?  A. No.  MS. MARINELLI: Objection.  A. Yes.  Q. Chief Warren never touched your husband; correct?  MS. MARINELLI: Objection.
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	A. GOMEZ  MS. MARINELLI: Objection.  A. No. Q. You're suing also the police  chief? A. Yes. Q. Was he there that night? A. No. Q. Was he in contact with anybody  that night that you're aware of? A. I saw him. Q. When? A. In the hospital. Q. I'm talking about MR. SOKOLOFF: Withdrawn. Q. Did you talk to him at the  hospital? A. I tried to talk to him and he not put attention to me. I call him three	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	MS. MARINELLI: Objection.  A. I don't know. They MS. MARINELLI: Just answer the question. You don't know?  A. I don't know. Q. Chief Warren never touched you; correct?  A. No. Q. Chief Warren never said a word to you; correct?  A. No. MS. MARINELLI: Objection. A. Yes. Q. Chief Warren never touched your husband; correct? MS. MARINELLI: Objection. A. Yes.
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	A. GOMEZ  MS. MARINELLI: Objection.  A. No. Q. You're suing also the police chief?  A. Yes. Q. Was he there that night? A. No. Q. Was he in contact with anybody that night that you're aware of? A. I saw him. Q. When? A. In the hospital. Q. I'm talking about MR. SOKOLOFF: Withdrawn. Q. Did you talk to him at the hospital?  A. I tried to talk to him and he not put attention to me. I call him three times and he not coming to see me.	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	A. GOMEZ  MS. MARINELLI: Objection.  A. I don't know. They  MS. MARINELLI: Just answer the question.  You don't know?  A. I don't know.  Q. Chief Warren never touched you; correct?  A. No.  Q. Chief Warren never said a word to you; correct?  A. No.  MS. MARINELLI: Objection.  A. Yes.  Q. Chief Warren never touched your husband; correct?  MS. MARINELLI: Objection.  A. Yes.  Q. Chief Warren never said a word
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	A. GOMEZ  MS. MARINELLI: Objection.  A. No. Q. You're suing also the police  chief? A. Yes. Q. Was he there that night? A. No. Q. Was he in contact with anybody  that night that you're aware of? A. I saw him. Q. When? A. In the hospital. Q. I'm talking about MR. SOKOLOFF: Withdrawn. Q. Did you talk to him at the  hospital? A. I tried to talk to him and he not put attention to me. I call him three	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	A. GOMEZ  MS. MARINELLI: Objection.  A. I don't know. They  MS. MARINELLI: Just answer the question.  You don't know?  A. I don't know.  Q. Chief Warren never touched you; correct?  A. No.  Q. Chief Warren never said a word to you; correct?  A. No.  MS. MARINELLI: Objection.  A. Yes.  Q. Chief Warren never touched your husband; correct?  MS. MARINELLI: Objection.  A. Yes.  Q. Chief Warren never said a word to your husband; correct?
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	A. GOMEZ  MS. MARINELLI: Objection.  A. No. Q. You're suing also the police chief?  A. Yes. Q. Was he there that night? A. No. Q. Was he in contact with anybody that night that you're aware of? A. I saw him. Q. When? A. In the hospital. Q. I'm talking about MR. SOKOLOFF: Withdrawn. Q. Did you talk to him at the hospital?  A. I tried to talk to him and he not put attention to me. I call him three times and he not coming to see me. Q. You knew what he looked like? A. Yes.	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	MS. MARINELLI: Objection.  A. I don't know. They MS. MARINELLI: Just answer the question. You don't know?  A. I don't know. Q. Chief Warren never touched you; correct?  A. No. Q. Chief Warren never said a word to you; correct?  A. No. MS. MARINELLI: Objection.  A. Yes. Q. Chief Warren never touched your husband; correct? MS. MARINELLI: Objection. A. Yes. Q. Chief Warren never said a word to your husband; correct? MS. MARINELLI: Objection.
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	A. GOMEZ  MS. MARINELLI: Objection.  A. No. Q. You're suing also the police chief?  A. Yes. Q. Was he there that night? A. No. Q. Was he in contact with anybody that night that you're aware of? A. I saw him. Q. When? A. In the hospital. Q. I'm talking about MR. SOKOLOFF: Withdrawn. Q. Did you talk to him at the hospital?  A. I tried to talk to him and he not put attention to me. I call him three times and he not coming to see me. Q. You knew what he looked like?	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	A. GOMEZ  MS. MARINELLI: Objection.  A. I don't know. They  MS. MARINELLI: Just answer the question.  You don't know?  A. I don't know.  Q. Chief Warren never touched you; correct?  A. No.  Q. Chief Warren never said a word to you; correct?  A. No.  MS. MARINELLI: Objection.  A. Yes.  Q. Chief Warren never touched your husband; correct?  MS. MARINELLI: Objection.  A. Yes.  Q. Chief Warren never said a word to your husband; correct?  MS. MARINELLI: Objection.  A. Yes.  Q. Chief Warren never said a word to your husband; correct?  MS. MARINELLI: Objection.  A. Yes.
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	A GOMEZ MS. MARINELLI: Objection.  A. No. Q. You're suing also the police chief? A. Yes. Q. Was he there that night? A. No. Q. Was he in contact with anybody that night that you're aware of? A. I saw him. Q. When? A. In the hospital. Q. I'm talking about MR. SOKOLOFF: Withdrawn. Q. Did you talk to him at the hospital? A. I tried to talk to him and he not put attention to me. I call him three times and he not coming to see me. Q. You knew what he looked like? A. Yes. Q. How do you know what he looked like?	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24	A. GOMEZ  MS. MARINELLI: Objection.  A. I don't know. They  MS. MARINELLI: Just answer the question.  You don't know?  A. I don't know.  Q. Chief Warren never touched you; correct?  A. No.  Q. Chief Warren never said a word to you; correct?  A. No.  MS. MARINELLI: Objection.  A. Yes.  Q. Chief Warren never touched your husband; correct?  MS. MARINELLI: Objection.  A. Yes.  Q. Chief Warren never said a word to your husband; correct?  MS. MARINELLI: Objection.  A. Yes.  Q. Chief Warren never said a word to your husband; correct?  MS. MARINELLI: Objection.  A. Yes.  Q. And you're suing Chief Warren
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 22 23	A. GOMEZ MS. MARINELLI: Objection. A. No. Q. You're suing also the police chief? A. Yes. Q. Was he there that night? A. No. Q. Was he in contact with anybody that night that you're aware of? A. I saw him. Q. When? A. In the hospital. Q. I'm talking about MR. SOKOLOFF: Withdrawn. Q. Did you talk to him at the hospital? A. I tried to talk to him and he not put attention to me. I call him three times and he not coming to see me. Q. You knew what he looked like? A. Yes. Q. How do you know what he looked	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25	A. GOMEZ  MS. MARINELLI: Objection.  A. I don't know. They  MS. MARINELLI: Just answer the question.  You don't know?  A. I don't know.  Q. Chief Warren never touched you; correct?  A. No.  Q. Chief Warren never said a word to you; correct?  A. No.  MS. MARINELLI: Objection.  A. Yes.  Q. Chief Warren never touched your husband; correct?  MS. MARINELLI: Objection.  A. Yes.  Q. Chief Warren never said a word to your husband; correct?  MS. MARINELLI: Objection.  A. Yes.  Q. Chief Warren never said a word to your husband; correct?  MS. MARINELLI: Objection.  A. Yes.  Q. And you're suing Chief Warren why?

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1	A. GOMEZ	1	A. GOMEZ
2	MS. MARINELLI: Objection.	2	Q. When you were told that you
3	A. Well, I call him in the	3	were losing your job, did you give an
	hospital and he not have a conversation but	4	explanation to anybody about what happened
	he say, "I going now. I going now" and he	5	that night?
6	never came with me.	6	A. Where, at my job?
7	Q. That's why you're suing?	7	Q. Yes.
8	MS. MARINELLI: Objection. A	8	A. They find in the newspaper.
9	lot of these you're asking her	9	Q. But I'm asking you whether you
10	legal questions.	10	told anybody your side of the story?
111	MR. SOKOLOFF: I'm asking what	11	A. Yeah, I say what happened and
12	she understands. She's a plaintiff.	12	they read what happened.
13	MS. MARINELLI: I think it's	13	Q. Who was it that you told at
14	improper; objection.	14	your job what happened?
15	MR. SOKOLOFF: We disagree.	15	A. What did you say?
1	Q. Are you suing him for anything	16	Q. Who was it that you told at
16	else?	17	your job what happened?
17	A. He not do what he have to do.	18	A. Barbara when she made a meeting
19	Q. Which means what?	19	with me when she read the newspaper, Barbara
	A. He not help me.	20	and Heather.
20	Q. Help you when?	21	Q. The two of them you told what
21	MS. MARINELLI: Objection.	22	happened?
22	A. When he see me.	23	A. Yes.
23	Q. In the hospital?	24	Q. Barbara Sommers and Heather
24	A. Yes.	25	Batanor?
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1	A. GOMEZ	1	A. GOMEZ
2	MS. MARINELLI: Objection.	2	A. Yes.
3	Q. What did you want him to do	3	MR. SOKOLOFF: I have no
4	when you were in the hospital?	4	further questions.
5	MS. MARINELLI: Objection.	5	Thank you.
6	MR. SOKOLOFF: Simple question.	6	(Whereupon this examination
7	A. What I want with him?	7	concluded at 3:07 p.m.)
8	Q. What did you want him to do	8	
9	when you saw him in the hospital?	9	
10	MS. MARINELLI: Objection.	10	
11	A. Nothing. I only ask about	11	AWILDA GOMEZ
12	where is Mario and he and the position	12	
13	that he have, I don't think so do nothing.	13	Subscribed and sworn to
14	He say you have to wait for the process or	14	before me thisday
15	something like that. He ignore me totally.	15	of, 2008.
16	He only say, "I going now. I going now."	16	
17	He never came. I no ask something personal	17	
18	or something about nothing. He ignore me.	18	Notary Public
19	He's a chief.	19	
20	Q. Did you ever talk to anybody	20	
-	about this incident other than your lawyer?	21	
22	A. No.	22	
23	Q. Never spoke to a newspaper	23	
24	reporter about it?	24	
25	A. No.	25	
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CERTIFICATE

STATE OF NEW YORK ) )ss.:

I, LISA DOBBO, a Shorthand Reporter and Notary Public within and for the State of New York, do hereby certify:

That AWILDA GOMEZ, the witness whose deposition is hereinbefore set forth, was duly sworn by me, and that such deposition is a true record of the testimony given by the witness.

 $I \ \ further \ certify \ that \ I \ am \ not$  related to any of the parties to this action by blood or marriage, and that I am in no way interested in the outcome of this matter.

IN WITNESS WHEREOF, I have hereunto set my hand this 29th day of February, 2008.

LISA DOBBO SHORTHAND REPORTER ERRATA SHEET

The following corrections, additions or deletions were noted on the transcript of the testimony which I gave in the above-captioned matter held on 2/26/08:

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AWILDA GOMEZ

Subscribed and sworn to before me this\_\_\_\_day of\_\_\_\_\_, 2008.

Notary Public

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## DEFENDANT'S EXHIBIT

No. Description

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TELEPHONE (914) 631-0800

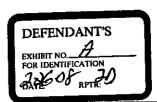






# Holice Pepartment

Hillage of Sleepy Hollow, A.Y. 10591



MIRANDA WARNING SPANISH			
DEF	ENDANT ACUILDA GOMEZ	CASE #	3/8-01
	E 10-18-at	TIME	1603412
CONSTITUTIONAL RIGHTS (SPANISH)			
DERECHOS CONTITUCIONALES DEL ACUSADO.			
(1)	Usted tiene el derecho de mar contestar preguntas. Usted en	Cont	esta <u>S</u>
(2)	Cualquier cosa que usted diga puede y podra ser usado en contra de usted en una cotre de ley. Usted entiende?  Contesta 5		
(3)	Usted esta en el derecho de tener un abogado con usted antes y durante de cualquier interrogatorio.  Usted entiende?  Contesta		
(4)	Si usted no tiene recursos pa sera determinado para que le interrogatorio si usted lo de	represence an sea. Usted en	ICES GC CGGTAIL
(5)	Usted puede decidir en cualqui derechos y no contestar al indeclarcion. Usted entiende?	cerrogatorio,	ercer estos o hacer una esta
(a)	explicado?	Conce	si/no
(b)	Teniendo en cuenta estos derec nosotros ahora?	chos, quiere Conte	usted hablar con sta
Ferma del Acusado/Testigo			
Officers Signiture Let Badge# 141			

SLEEPY HOLLOW POLICE DEPT. STATEMENT OF ADMISSION

Page <u>1</u> of <u>1</u>

DATE .....: 10/18/2006

D.D. NUMBER..:

RESIDE AT:

CASE REPORT #: SH-00318-06

STATEMENT OF: AWILDA GOMEZ MY NAME IS AWILDA GOMEZ . I AM 42 YEARS OLD HAVING BEEN BORN ON 02/20/1964, I

> 1 RIVER PLAZA SLEEPY HOLLOW, NY 10591-

MY TELEPHONE NO. IS (914)366-8246 AND I AM EMPLOYED BY: AS A/AN

I HAVE BEEN TOLD BY DET JOSE A. QUINOY THAT I HAVE THE RIGHT TO REMAIN SILENT AND THAT ANY STATEMENTS I MAKE MAY BE USED AGAINST ME IN COURT. I HAVE BEEN TOLD THAT I HAVE THE RIGHT TO TALK WITH A LAWYER BEFORE ANSWERING ANY QUESTIONS OR TO HAVE A LAWYER PRESENT AT ANY TIME. FURTHER I HAVE BEEN ADVISED THAT IF I CANNOT AFFORD TO HIRE A LAWYER, ONE WILL BE FURNISHED ME AND I HAVE THE RIGHT TO KEEP SILENT UNTIL I HAVE HAD THE CHANCE TO TALK WITH A LAWYER.

I UNDERSTAND MY RIGHTS AND MAKE THE FOLLOWING STATEMENT FREELY AND VOLUNTARILY. I AM WILLING TO GIVE THIS STATEMENT WITHOUT TALKING WITH A LAWYER OR HAVING ONE PRESENT.

> ON OCTOBER 17, 2006, I RECEIVED A CALL FROM MY DAUGHTER BRIDGET TELLING ME THAT MY HUSBAND MARIO WAS LEAVING THE HOUSE. I RAN DOWN TO THE PARKING LOT TO SEE WHERE MARIO WAS GOING BECAUSE BRIDGET SAID THAT HE WAS ON THE PHONE YELLING AND SCREAMING. MARIO PULLED OUT IN HIS CAR AND I FOLLOWED HIM IN MINE TO SEE WHERE HE WAS GOING. I FOLLOWED MARIO UP TO BEEKMAN AVE IN FRONT OF POLICE HEADQUARTERS WHERE I SAW HIM WALK UP TO JOSE QUINOY AND ANOTHER POLICE OFFICER. I TRIED TO PARK THE CAR AND WHEN I LOOKED UP, I SAW MARIO FIGHTING WITH THE POLICE. I LEFT THE CAR IN THE STREET AND I RAN INTO THE POLICE STATION TO TELL THE OFFICER AT THE DESK TO PLEASE GET SOME HELP. I WAS IN THE LOBBY SCREAMING AND THEN I WENT BACK OUTSIDE WHEN THE OTHER OFFICERS ARRIVED. I STARTED YELLING "STOP" "STOP" SO THEY WOULD STOP FIGHTING. I THEN GRABBED JOSE BY THE SHIRT, ASKING HIM TO STOP, SCREAMING. JOSE GRABBED ME AND THREW ME AGAINST MY CAR AND I FELL TO THE GROUND. I THEN WENT TO THE HOSPITAL BECAUSE I HAD SEVERE PAIN ON THE LEFT SIDE OF MY BODY.

I AM AT THE SLEEPY HOLLOW POLICE DEPT. WHERE I AM GIVING THIS STATEMENT TO DET JOSE A. QUINOY WHO IS TYPING IT FOR ME AND I HAVE READ IT AND IT IS THE TRUTH.

FALSE STATEMENTS MADE HEREIN ARE PUNISHABLE AS A CLASS A MISDEMEANOR PURSUANT TO SECTION 210.45 OF THE PENAL LAW OF THE STATE OF NEW YORK.

SIGNATURE: